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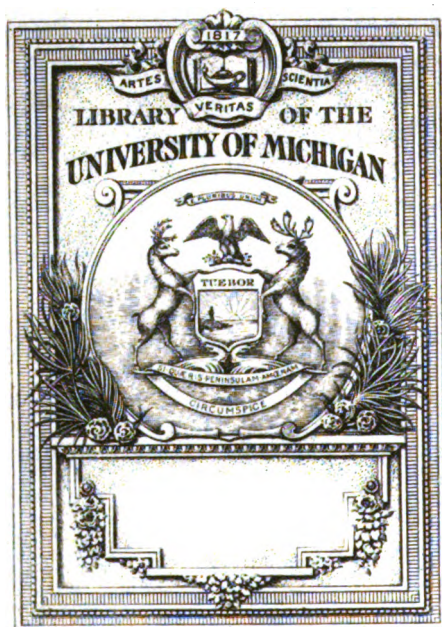
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Virginia General Assembly, House of Delegates

JOURNAL

OF THE

HOUSE OF DELEGATES

OF THE



STATE OF VIRGINIA

FOR THE

SESSION OF 1885-'86.

RICHMOND:

RUSH U. DERR, SUPERINTENDENT OF PUBLIC PRINTING,
1885.

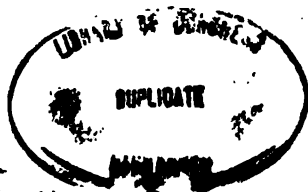
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Exchange Department, L. C.

Feb 10 1886

DUPLICATE

BAUGHMAN BROTHERS, PRINTERS.



HOUSE JOURNAL.

WEDNESDAY, DECEMBER 2, 1885.

The House of Delegates was called to order by J. Bell Bigger, clerk thereof.

Prayer by Rev. Dr. Moses D. Hoge, of the Presbyterian Church.

The following list of members-elect to the House was received from the secretary of the Commonwealth:

COMMONWEALTH OF VIRGINIA,
OFFICE OF SECRETARY OF THE COMMONWEALTH,
RICHMOND, VA., December 2, 1885.

To the honorable, the Clerk of the House of Delegates:

SIR,—The accompanying paper gives a list of members-elect of the House of Delegates whose term of service begins to-day. It is submitted in obedience to law.

H. W. FLOURNOY,
Secretary of the Commonwealth.

MEMBERS-ELECT OF HOUSE OF DELEGATES.

Accomac—Teackle T. Wescott.
Albemarle—Walter J. Dabney, M. L. Van Doran.
Alexandria city and county—Charles E. Stuart.
Alleghany, Bath and Highland—A. M. McClintic.
Amherst—William G. Loving.
Appomattox—W. C. Franklin.
Augusta—Edward Echols, Alexander B. Lightner.
Bedford—W. A. Goad, William P. Burks.
Botetourt—J. H. H. Figgatt.
Brunswick—R. M. Mallory.
Buckingham—John R. Moss.
Buchanan, Wise and Dickenson—Jesse J. Childress.
Campbell and Lynchburg city—Joel B. Leftwich, James M. Lawson.
Caroline—Cornelius T. Smith.
Carroll—David W. Bolen.
Charlotte—A. J. Terry.
Chesterfield and Powhatan—Thomas M. Miller, Ed. T. Lockett.
Clarke and Warren—Henry H. Downing.
Craig and Roanoke—Giles C. Huffman.
Culpeper—D. A. Grimsley.
Cumberland and Buckingham—Samuel P. Bolling.
Dinwiddie—A. W. Harris.

Elizabeth City, Warwick, James City, and York—Richard A. Wise.
 Essex—Harrison Southworth.
 Fairfax—D. W. Chichester.
 Fauquier—Robert M. Stribling.
 Floyd—Austin Hylton.
 Fluvanna—John J. A. Powell.
 Franklin—Peter Saunders.
 Frederick county and Winchester—John V. Tavenner.
 Gloucester—Thomas S. Taliaferro.
 Goochland—R. A. Turner.
 Grayson—Fielding R. Cornett.
 Greene and Madison—Joseph Hay.
 Greenville and Sussex—B. D. Tillar.
 Halifax—R. R. Noblin, W. I. Jordan.
 Hanover—R. H. Cardwell.
 Henrico—Edmund Waddill, Jr.
 Henry—Herbert G. Peters.
 Isle of Wight—James F. Chalmers.
 King and Queen—Henry R. Pollard.
 King William—A. W. Eastwood.
 Lancaster and Richmond—T. Spicer Curlett.
 Lee—L. D. Fulkerson.
 Loudoun and Fauquier—A. D. Payne.
 Loudoun—John F. Ryan.
 Louisa—Fred. H. Holladay.
 Lunenburg—Thomas C. Matthews.
 Mathews and Middlesex—John G. Bohannon.
 Mecklenburg—J. R. Jones.
 Montgomery—Harvey Black.
 Nansemond—George L. Borum.
 Nelson—J. T. Brown.
 New Kent and Charles City—L. M. Nance.
 Norfolk city—W. Y. Johnson, Leroy H. Shields.
 Norfolk county—George A. Martin.
 Northampton and Accomac—Southey S. Wilkins.
 Northumberland and Westmoreland—Robert M. Mayo.
 Nottoway and Amelia—J. M. Gills.
 Orange—E. W. Row.
 Petersburg—Robert McCandlish, Jr., William H. Jordan.
 Page—Robert G. Mauck.
 Patrick—Samuel H. Hoge.
 Pittsylvania, Danville, and North Danville—Crispin Dickenson, B. B. Munford, T. W. Keen.
 Portsmouth—John W. H. Porter.
 Princess Anne—T. J. Fentress.
 Prince Edward—W. P. Dupuy.
 Prince George and Surry—William Faulcon.
 Prince William—Joseph P. Reid.
 Pulaski and Giles—Joseph H. Darst.
 Rappahannock—P. H. O'Bannon.
 Richmond city—James N. Dunlop, James D. Patton, Ashton Starke, Henry L. Carter.
 Rockbridge—Charles F. Jordan, Jacob W. Arnold.
 Rockingham—J. B. Webb, John Acker.
 Russell—Silas B. Hurt.
 Scott—Joseph J. Addington.
 Shenandoah—Francis E. Rice.
 Southampton—W. J. Sebrell.
 Spotsylvania and Fredericksburg—H. F. Crismond.
 Smyth and Bland—Ed. L. Roberts.
 Stafford and King George—Ed. S. Ruggles.
 Tazewell—James Bandy.
 Washington—John A. Buchanan, Abram Fulkerson.
 Wythe—Nicholas P. Oglesby.

The roll was called and the following members answered to their names:

Messrs. John Acker, J. J. Addington, J. W. Arnold, James Bandy, Harvey Black, D. W. Bolen, Samuel P. Bolling, George L. Borum, J. Thompson Brown, John A. Buchanan, W. P. Burks, R. H. Cardwell, Henry L. Carter, J. F. Chalmers, J. J. Childress, D. M. Chichester, F. R. Cornett, Horace F. Crismond, T. S. Curlett, W. D. Dabney, C. Dickenson, H. H. Downing, W. P. Dupuy, A. W. Eastwood, Edward Echols, William Faulcon, T. J. Fentress, J. H. H. Figgatt, W. C. Franklin, Abram Fulkerson, L. D. Fulkerson, J. M. Gills, W. A. Goad, Daniel A. Grimsley, A. W. Harris, James Hay, Samuel H. Hoge, F. H. Holladay, Giles C. Huffman, S. B. Hurt, Austin Hylton, W. Y. Johnson, C. F. Jordan, W. H. Jordan, William I. Jordan, T. W. Keen, J. M. Lawson, J. B. Leftwich, A. B. Lightner, E. F. Lockett, W. G. Loving, R. M. Mallory, Robert McCandlish, Jr., George A. Martin, T. C. Matthews, R. G. Mauck, R. M. Mayo, J. R. Moss, Thomas M. Miller, B. B. Munford, L. M. Nance, R. R. Noblin, P. H. O'Bannon, N. P. Oglesby, James D. Patton, A. D. Payne, Herbert G. Peters, H. R. Pollard, John W. H. Porter, J. J. A. Powell, Joseph B. Reid, F. E. Rice, E. L. Roberts, E. S. Ruggles, John F. Ryan, Peter Saunders, W. J. Sebrell, Leroy H. Shields, C. T. Smith, Harrison Southworth, Ashton Starke, R. M. Stribling, Charles E. Stuart, Thomas S. Taliaferro, John V. Tavenner, Andrew J. Terry, B. D. Tillar, R. A. Turner, M. L. Van Doran, Edmund Waddill, Jr., J. B. Webb, T. T. Wescott, S. S. Wilkins, R. A. Wise—94.

The members present were then sworn in by the clerk of the House.

The CLERK announced that the first business in order is the election of a speaker.

Mr. SAUNDERS nominated Charles E. Stuart, of the city of Alexandria.

Mr. MARTIN nominated R. A. Wise, of the city of Williamsburg.

The roll was called with the following result:

For Charles E. Stuart,	-	-	-	65
R. A. Wise,	-	-	-	25

The vote was recorded as follows:

For CHARLES E. STUART—Messrs. Arnold, Black, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Childress, Cornett, Crismond, Dabney, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—65.

For R. A. WISE—Messrs. Acker, Addington, Bandy, Bolling, Borum, Faulcon, Franklin, Gills, Harris, Hurt, Hylton, W. H. Jordan, Mallory, Martin, McCandlish, Matthews, Mauck, Mayo, Moss, Nance, Southworth, Tillar, Turner, Waddill, and Webb—25.

Charles E. Stuart having received a majority of the whole number of votes cast, was declared by the clerk duly elected speaker of the House.

Messrs. SAUNDERS and POLLARD were requested to conduct the speaker to the chair.

Mr. CRISMOND nominated J. Bell Bigger, of Spotsylvania, for clerk of the House of Delegates.

Mr. WEBB nominated P. H. McCaull, of Roanoke.

The roll was called with the following result:

For J. Bell Bigger,	-	-	-	-	67
P. H. McCaull,	-	-	-	-	25

The vote was recorded as follows:

For J. BELL BIGGER—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Clichester, Cornett, Crismond, Dabney, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Ruggles, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—67.

For P. H. MCCAULL—Messrs. Acker, Addington, Bandy, Bolling, Borum, Faulcon, Franklin, Gills, Harris, Hurt, Hylton, W. H. Jordan, Mallory, McCandlish, Martin, Mathews, Mauck, Mayo, Moss, Nance, Southworth, Turner, Waddill, Webb, and Wise—25.

J. Bell Bigger having received a majority of the whole number of votes cast, was declared duly elected clerk of the House of Delegates.

Mr. PATTON nominated J. C. Hill, of Albemarle, for sergeant-at-arms.

Mr. NANCE nominated W. F. Pumphrey, of Hanover.

The roll was called with the following result:

For J. C. Hill,	-	-	-	-	67
W. F. Pumphrey,	-	-	-	-	21

The vote was recorded as follows:

For J. C. HILL—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Childress, Cornett, Crismond, Dabney, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—67.

For W. F. PUMPHREY—Messrs. Acker, Bandy, Bolling, Borum, Faulcon, Franklin, Gills, Harris, Hurt, Hylton, W. H. Jordan, Martin, Mauck, McCandlish, Moss, Nance, Southworth, Turner, Waddill, Webb, and Wise—21.

J. C. Hill having received a majority of all the votes cast, was declared duly elected sergeant-at-arms.

Mr. BLACK nominated Arthur O. Sullivan, of Montgomery, for doorkeeper.

Mr. WADDILL nominated J. W. Southward, of Henrico.
The roll was called with the following result:

For Arthur O. Sullivan,	-	-	-	72
J. W. Southward,	-	-	-	18

The vote was recorded as follows:

For A. O. SULLIVAN—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Childress, Cornett, Crismond, Curlett, Dabney, Dickenson, Downing, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Hurt, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Mayo, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Ruggles, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—72.

For J. W. SOUTHWORTH—Messrs. Bandy, Bolling, Borum, Franklin, Gills, Mallory, Martin, Matthews, Mauck, McCandlish, Moss, Nance, Southworth, Tillar, Turner, Waddill, Webb, and Wise—18.

Arthur O. Sullivan having received a majority of all the votes cast, was declared duly elected doorkeeper.

Mr. CARDWELL nominated A. B. Cottrell, of Henrico, for doorkeeper.

Mr. WISE nominated Robert Norton, of York.

The roll was called with the following result:

For A. B. Cottrell,	-	-	-	-	66
Robert Norton,	-	-	-	-	27

The vote was recorded as follows:

For A. B. COTTRELL—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Childress, Cornett, Crismond, Dabney, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—66.

For ROBERT NORTON—Messrs. Acker, Addington, Bandy, Bolling, Borum, Faulcon, Franklin, Gills, Harris, Hurt, Hylton, W. H. Jordan, Mallory, Martin, Matthews, Mauck, Mayo, McCandlish, Moss, Nance, Ruggles, Southworth, Tillar, Turner, Waddill, Webb, and Wise—27.

A. B. Cottrell having received a majority of all the votes cast, was declared duly elected doorkeeper.

On motion of Mr. ECHOLS, the rules of the House of the last session were adopted for the government of the present House:

RULES.

I.

ORGANIZATION—ELECTIONS.

1. At the elections in the House, the voting shall be *viva voce*, unless otherwise expressly provided; and only one person shall be chosen at a time. If on the first voting no one receives a majority, the person having the smallest number of votes shall not be voted for on the next trial; and so on until some one shall receive a majority of the whole vote. If the election be by joint vote of the two houses, messages shall be exchanged before each voting, announcing the names of the persons in nomination. A committee of three from each house shall compare the votes, and ascertain and report the result.

THE SPEAKER.

2. "The House of Delegates shall choose its own Speaker." The Speaker may call any member to the chair, who shall exercise its functions for the time; but no member by virtue of such appointment shall preside for a longer time than three days. During such substitution the Speaker may participate in the debates. If the Speaker be absent, and have named no one to act in his stead, the duties shall be performed by the chairman of one of the standing committees, taking precedence in the order in which the committees are named in Rule 16.

3. The Speaker shall take the chair every day precisely at the hour to which the House shall have adjourned on the preceding day; shall immediately call the House to order; and, a quorum being present, shall cause the Journal of the preceding day to be read. Any mistake in the entries shall, upon motion, then be corrected.

4. The Speaker shall have power to supervise and correct the Journal before it is read. He shall have a general direction of the hall, with power, in case of disturbance or disorderly conduct in such part thereof as may be appropriated to spectators, to have the same cleared. Stenographers and reporters for the press, wishing to take down the proceedings of the House, may be admitted by the Speaker, who shall assign them to such places on the floor as shall not interfere with the convenience of members.

5. All acts, addresses and joint resolutions shall be signed by the Speaker; and all writs and warrants issued by order of the House shall be under his hand and seal, attested by the clerk.

THE CLERK.

6. A clerk shall be elected by the House, and shall be deemed to continue in office until another is chosen. He may employ an assistant clerk, and shall, subject to the approval of the Speaker, appoint the six committee clerks provided for by law. He shall be charged with the whole clerical business of the House and of its committees, and shall see that the committee clerks discharge properly the duties required of them by the several committees to which they are assigned, and that, when not so employed, they render such assistance as may be required to other committees and in the business of the House. The committee clerks may be removed by the clerk, with the approval of the Speaker; and they shall be so removed upon the request of the committees to which they are severally assigned.

7. The clerk shall perform all the duties of his office under the direction of the Speaker. He shall keep a Journal of the proceedings of the House, and shall submit it daily to the Speaker in time to be examined before the next assembling of the House. He shall keep at the clerk's table, during the sittings of the House, a calendar or docket so arranged as to show the condition and progress of the business of the House.

8. He shall keep accounts of the compensation of the members and officers of the House, and shall from time to time certify the same to the auditor. He shall provide the stationery required for the business of his office and of the House, and for the use of the members during the session; but the amount furnished to each member shall not exceed in value five dollars a session. The claim of the clerk for such supplies, when approved by the committee on House expenses, shall be certified by the Speaker to the auditor. He shall keep detailed accounts of all these transactions in a book to be pro-

vided for the purpose, which shall be at all times open to inspection by members of the House.

SERGEANT-AT-ARMS.

9. A sergeant-at-arms shall be elected by the House, and shall continue in office during its pleasure. He shall have as his assistants two doorkeepers, who shall be elected by the House, and six pages, to be appointed by the Speaker, who shall receive as compensation one-half the amount provided by law for a doorkeeper.

10. He shall, with his assistants, attend upon the House during its sitting, and shall execute its commands, together with all such process, issued by its authority, as shall be directed to him by the Speaker.

11. He shall, under the direction of the Speaker, have charge of the police of the hall, and shall prevent any interruption of the business of the House by disorder, within or without. He shall distribute among the members all papers printed for their use, and shall give such attendance upon them during the sittings of the House as will promote their comfort and facilitate the business of the House.

12. He shall procure for the members, when required, certificates for pay and mileage, and, at their request and upon their endorsement, shall collect and pay over to those entitled to the money due upon such certificates.

13. He shall attend to receiving and dispatching all mail or telegraphic matter intended for or sent by members, and shall make such arrangements therefor as to promote the convenience of the members.

OATHS OF OFFICERS.

14. The oaths which the officers of the House are required by law to take shall be administered and certified by a justice of the peace or notary public, and be filed with the clerk of the House.

COMMITTEES.

15. All committees shall be appointed by the Speaker, unless otherwise specially directed by the House, in which case they shall be appointed by ballot, and a plurality of votes shall prevail. The first-named member of any committee shall be the chairman, and if he be absent, or be excused by the House, the next-named member, and so on, unless the committee elect a chairman.

16. At the beginning of each regular session there shall be appointed standing committees, to consist of not less than nine nor more than thirteen members (except the finance committee, which shall consist of fifteen members,) as follows:

- 1st. Privileges and elections.
- 2d. Courts of justice.
- 3d. Schools and colleges.
- 4th. Propositions and grievances.
- 5th. Roads and internal navigation.
- 6th. Finance.
- 7th. Claims.
- 8th. Militia and police.
- 9th. Asylums and prisons.
- 10th. Labor and the poor.
- 11th. Public property.
- 12th. Banks, currency, and commerce.
- 13th. Agriculture and mining.
- 14th. Manufactures and Mechanic arts.
- 15th. Counties, cities, and towns.
- 16th. Officers and offices at the capitol.
- 17th. Executive expenditures.
- 18th. Retrenchment and economy.
- 19th. Federal relations and resolutions.
- 20th. Enrolled bills.
- 21st. Immigration.
- 22d. Chesapeake and its tributaries.

17. Also a standing committee, to consist of five members, to be called the committee on House expenses. It shall be the duty of this committee to examine from time to time the accounts kept by the clerk with the members and officers of the House, and to decide all questions arising in relation thereto, subject to an appeal to the House. No account for printing, stationery, or any other expenses of the House shall be certified for payment without the previous approval of this committee.

18. Also a standing committee on rules, to consist of five members, including the Speaker, who shall be chairman of the committee.

19. Also a standing committee on the library, to consist of five members; and one on printing, to consist of three members. These committees, when acting with like committees of the Senate, shall constitute the "library committee" and the "committee on printing" provided for by law; but in all other respects shall act as committees of the House.

20. Any committee of the House may at their discretion confer with a committee of the Senate having under consideration the same subject; but no joint committee shall be appointed. Nor shall any select committee be appointed to consider any subject falling properly within the province of a standing committee.

21. After the minimum number required for any committee has been appointed, the Speaker may, from time to time, at his discretion, fill it up to the maximum allowed by the rules, which shall in no case be exceeded.

22. Five members of any committee, or a majority, if less than five, shall constitute a quorum. Each committee shall appoint its own regular meetings; and it shall be the duty of a committee to meet on a call of any two of its members if the chairman be absent or decline to appoint such meeting; but no committee shall sit during the sitting of the House without special leave.

23. The several standing committees shall not only consider and report upon the matters specially referred to them, but shall, whenever practicable, suggest such legislation as will provide upon general principles for all similar cases. And it shall be the duty of each committee to enquire into the condition and administration of the laws relating to the subjects which they have in charge; to investigate the conduct and look to the responsibility of all public officers and agents concerned, and to suggest such measures as will correct abuses, protect the public interests, and promote the public welfare.

24. Committees shall in all cases report by bill or resolution, in such form that if passed or agreed to, it will carry into effect their recommendations. Every such bill or resolution shall be printed, unless the committee recommend that the same be not printed; but no papers returned therewith shall be printed unless the committee shall so recommend.

COMMITTEE OF THE WHOLE.

25. When the House shall go into the committee of the whole, the Speaker may vacate the chair, and call some member to preside in committee; the other officers shall attend, and the rules of the House shall be observed and enforced in committee as far as applicable, except that the previous question shall not be ordered.

26. If the committee rise before the consideration of the subject referred is concluded, the same shall be reported back, and have its place in order, as unfinished business of the House. When it shall be again reached in order, unless it be otherwise disposed of, the House, after making such orders as it may deem proper in relation to the business before the committee, shall stand again resolved into the committee of the whole, and so on, until the business therein be disposed of.

27. Nothing shall be in order in the committee of the whole, except such matters as may be specially referred to it by the House.

28. Whenever the committee of the whole shall find itself without a quorum, the chairman shall cause the roll to be called, and thereupon the committee shall rise, and the chairman shall report the fact and the names of the absentees, which shall be entered upon the Journal of the House.

29. The motion to go into committee of the whole, and the motion to discharge the committee, shall not be debated.

II.

ATTENDANCE AND ADJOURNMENT.

30. No member shall absent himself from the service of the House unless he have leave, or be sick or unable to attend.

31. Any ten members or more (including the Speaker, if there be one, and he be present) shall be authorized to compel the attendance of absent members, by a call of the House.

32. Upon the roll of the House the names of the members shall, in all cases, be arranged and called in alphabetical order, except that the Speaker shall be called last.

33. Upon a call of the House, the names of the members shall be first called over by the clerk, and the absentees noted; after which the names of the absentees shall be again called over; the doors shall then be shut, and those for whom no excuse, or insufficient excuses are made, may, by order of those present, if ten in number, be taken into custody as they appear, or may be sent for and taken into custody, wherever to be found, by the sergeant-at-arms or his assistants, or by special messengers to be appointed for that purpose.

34. When a member shall be discharged from custody, and admitted to his seat, the House shall determine whether such discharge shall be with or without payment of fees and expenses.

35. Any member or members may adjourn from day to day. A motion to adjourn and a motion to fix the time to which the House will adjourn, shall always be in order, and shall be decided without debate.

III.

INTRODUCTION OF BUSINESS.

36. Messages from the governor, and reports and communications (except petitions and memorials) from any other public officer or agent, may be received at any time; and if, in the judgment of the Speaker, they require immediate action, may be brought at once to the attention of the House—otherwise they shall lie upon the Speaker's table and be disposed of in the morning hour. The same rule shall be observed with regard to messages from the Senate.

37. Members having petitions, memorials, resolutions or bills to present, may, at any time, hand them to the clerk, endorsed with their names and the reference or disposition desired. The clerk shall, under the direction of the Speaker, refer all such papers to the proper committees, and enter the fact, with the names of the members presenting them, upon the Journal.

38. No petition, memorial, bill, joint resolution, proposition to change a rule of the House, or resolution calling for information from the governor or other public officer or agent, shall be introduced, considered, or acted upon otherwise than is provided by the preceding rule, until it shall have been examined and reported upon by a committee.

39. Any other resolution or motion upon which a member may desire the judgment of the House, or any action other than a reference to a standing committee, may be presented to the House in the morning hour after the business on the Speaker's table is disposed of.

40. Reports of committees may be handed to the clerk at any time. He shall endorse upon them the time at which they are received, and place them upon the Speaker's table, to be disposed of in the morning hour. If, in the judgment of the Speaker, any report of a committee requires immediate action, he may bring it to the attention of the House at any time.

IV.

ORDER OF BUSINESS—THE MORNING HOUR.

41. After the reading of the Journal, one hour, to be called the "morning hour," shall be devoted to the dispatch of business upon the Speaker's table, and to resolu-

tions presented under Rule 39. The business on the Speaker's table shall be disposed of in such order as the Speaker shall deem best, except as may be herein otherwise provided, or as the House may at any time order.

42. The annual message of the governor shall be laid before the House as soon as it is received. It shall be printed for the use of the House, and shall be considered by the several standing committees without any special order therefor.

43. All other messages from the governor shall, unless the House otherwise order, be referred by the Speaker to the proper committees. And the same rule shall be observed as to reports and communications from other public officers.

44. Bills and joint resolutions sent from the Senate shall be referred by the Speaker to the proper committees; those originating in the Senate being previously twice read. All other messages from the Senate shall, unless the House otherwise order, be referred by the Speaker to the proper committees.

45. All bills and joint resolutions reported from committees, and which have been previously read in the House, shall be transferred at once to the calendar, in the order in which they are reported. All those reported for the first time shall be numbered in the order in which they were handed to the clerk, and shall be read the first time and transferred to the calendar.

46. All other reports from committees shall be considered and disposed of in the order in which the Speaker shall present them, unless the House shall in any case otherwise direct.

47. A member presenting a resolution, under Rule 39, shall be allowed five minutes in which to explain his wishes in relation to it; after which the question on referring it to a standing committee shall be taken without debate. If the House refuses to refer, the resolution shall be considered and disposed of.

48. Printing recommended by committees, under Rule 24, shall be ordered by the Speaker unless the House shall otherwise direct. Under such order no more copies of any document shall be printed than is provided by law; nor shall more than two hundred and thirty copies be printed of any bill, resolution, petition or memorial, without the special order of the House.

THE CALENDAR.

49. At the expiration of the morning hour, or sooner if the business of the morning hour has been disposed of, the House shall proceed to consider bills and joint resolutions upon the calendar, in the following order:

- 1st. Pending motions to reconsider, relating to business proper for the calendar.
- 2d. The unfinished business of the preceding day.
- 3d. House bills, &c., returned from the Senate with amendments, in the order in which they were transferred to the calendar.
- 4th. Senate bills, &c., in the same order.
- 5th. Engrossed House bills, &c., in the order in which they passed to their engrossment.
- 6th. House bills, &c., on their second reading, in the order in which they are numbered.

50. It shall be the duty of the clerk to see that the printing and engrossing, when ordered, shall be done in such time that the bills, &c., may be acted upon according to their priorities upon the calendar. If, however, any bill, &c., shall not be ready when it is reached upon the calendar, it shall be passed by, and be allowed to retain its place upon the calendar.

51. When the calendar has been called through, it may be called again, in order to dispose of any business that may be ready, and if there be none such, the business of the morning hour shall be resumed and disposed of; but the business of the calendar shall in no case be allowed to interfere with that of the morning hour without the unanimous consent of the members present.

52. The regular order of business herein established shall not be changed, nor shall any special order be made, except by a vote of two-thirds of the members present; but a majority may postpone the calendar, not exceeding one day at a time, or may pass by any subject coming up in order, without changing its place, or may agree to a joint order with the Senate, or may postpone or discharge any special order.

V.

CONDUCT OF BUSINESS.—ORDER AND DECORUM.

53. The Speaker shall preserve order and decorum; may speak to points of order in preference to other members, rising from his seat for that purpose, and shall decide questions of order without debate, subject to an appeal to the House. If the decision relate to a question of decorum or propriety of conduct, it shall not be debatable; if it relate to the priority of business, or the relevancy or applicability of propositions, the appeal may be debated, but no member shall speak on it more than once, except by leave of the House.

54. When a member rises to speak, he shall respectfully address "Mr. SPEAKER," standing in his place; he shall confine himself strictly to the question before the House, and when he has finished he shall sit down.

55. When two or more members rise at the same time, the Speaker shall name the person to speak; but in all cases the member who shall first rise and address the chair shall speak first.

56. Every motion or proposition shall be reduced to writing, if desired by the Speaker or any member, and shall be delivered in at the clerk's table, to be there read; and the question shall be stated by the chair before the same shall be debated. When the reading of any paper in possession of the House, and not being the precise matter upon which the House is acting, is called for, and objection is made by any member, the question shall be determined by a vote of the House without debate. Any motion or proposition may be withdrawn by the mover at any time before a decision, amendment, or other action of the body upon it, except a motion to reconsider, which shall not be withdrawn without leave of the House.

57. No member shall in debate use any language or gesture calculated to wound, offend or insult another member.

58. If any member in speaking transgress the rules of the House, the Speaker shall, or any member may, call to order; in which case the member called to order shall immediately take his seat, unless permitted to explain. If there be no appeal, the decision of the chair shall be submitted to. If the decision be in favor of the member called to order, he shall be at liberty to proceed; if otherwise, he shall not proceed except by leave of the House. For flagrant or repeated violations of order, especially if persisted in after the admonition of the Speaker, a member shall be liable to the censure of the House.

59. If any member be called to order by another member for words spoken, the words excepted to shall be immediately taken down in writing, in order that the Speaker and House may be better able to judge the matter.

60. No member shall, while the House is sitting, interrupt or hinder its business by standing up, leaving his place, moving about the hall, engaging in conversation, expressing approval or disapproval of any of the proceedings, or by any other conduct tending to disorder and confusion.

61. In any one debate on the same question, no member shall speak more than once till all others have spoken who desire to do so, nor more than twice, without the consent of a majority of the members present.

ASCERTAINING THE QUESTION.

62. If the question for decision include several distinct propositions, any member may have the same divided; but a motion to strike out and insert shall not be so divided, nor shall a motion to strike out, being lost, preclude either amendment or a motion to strike out and insert. In filling blanks, the question shall be put first upon the largest sum and the longest time. No motion or proposition, or a subject different from that under consideration, shall be admitted under color of amendment.

63. When a question is before the House, no motion shall be received, unless specially provided for, except to adjourn, to pass by, to lay upon the table, to postpone for a specified time or purpose, to commit or amend, to dismiss; which several motions shall have precedence in the order in which they are arranged. If the motion to pass by, or to lay upon the table, or to postpone, shall prevail, a motion to print shall be in

order before proceeding to the consideration of another subject; but shall be decided without debate.

64. Upon the motion to pass by, the mover shall be allowed two minutes to state the reason for his motion, and one member opposed to the motion shall be allowed a like time to object. The motion to pass by, to lay upon the table, for the previous question, and for the pending question, shall not be debated; nor shall debate be allowed on a motion to take up a subject from the table, or to reconsider any question which was not debatable. When a question not debatable is before the House, all incidental questions arising after it is stated to the House shall be decided and settled, whether on appeal or otherwise, without debate; and the same rule shall apply to incidental questions arising after any question is put to the House.

PENDING AND PREVIOUS QUESTIONS.

65. Pending a debate, any member who obtains the floor for that purpose only, and submits no other motion or remark, may move for "the previous question," or "the pending question;" and in either case the motion shall be forthwith put to the House. Two-thirds of the members present shall be required to order the main question; but a majority may require an immediate vote upon the pending question, whatever it may be.

66. The previous question shall be in this form: "Shall the main question now be put?" If carried, its effect shall be to put an end to all debate, and bring the House to a direct vote upon a motion to commit, if pending, then upon amendments reported by a committee, if any; then upon pending amendments; and then upon the main question. If upon the motion for the previous question the main question be not ordered, debate may continue as if the motion had not been made.

TAKING THE VOTE.

67. The Speaker shall rise to put a question, but may state it sitting. Questions shall be distinctly put in the following form, viz: "As many as agree that, &c., (as the question may be,) say AYE;" and after the affirmative vote is given, "Those opposed, say No." If the Speaker doubts, or a division is called for, the House shall divide—those in the affirmative of the question rising first from their seats, and afterwards those in the negative. If required, the Speaker shall cause the result to be ascertained by a count.

68. The yeas and nays on any question may be called for at any time before proceeding to another question or proposition, but being once refused, they shall not be again demanded on the same question; and any member shall have a right to vote at any time before the decision is pronounced by the Chair.

69. Upon a division of the House on any question, a member who is present and fails to vote shall, on the demand of any other member, be counted on the negative of the question; and when the yeas and nays are taken, shall, in addition, be entered upon the Journal as present and not voting. But no member who has an immediate and special personal interest in the result of the question shall either vote or be counted upon it.

RECONSIDERATION.

70. When a question has been decided, it may be reconsidered on the motion of any member who voted with the prevailing side: provided it be made on the same day or within the next two days of actual session. The motion may be entered as a matter of privilege, and shall take precedence of everything except special orders and other questions of privilege, and be disposed of in the morning hour or with the calendar, as the case may be. All motions to reconsider shall be decided by a majority of the votes of the members present.

BILLS, &C.

71. Every bill shall receive three several readings in the House previous to its being passed, and it shall be distinctly announced at each reading, whether it is the first, second, or third time.

72. The first reading of a bill shall be for information merely, and it shall go to a second reading without a question.

73. Upon the second reading of a bill, it shall be open to amendment or commitment, or to any of the motions provided for in Rule 63; and the final question shall be, "Whether it shall be engrossed and read a third time?"

74. A bill ordered to be engrossed shall not have its third reading until the engrossment is actually and properly done; but, in the case of a Senate bill, the engrossment shall only apply to such amendments as may have been made in the House.

75. No amendment to a bill shall be received upon its third reading, by way of rider or otherwise; and no amendment, involving an additional appropriation, shall be added to the general appropriation bill, unless to carry into effect an existing law, or unless it receives the vote required to pass the bill itself. But a bill may, at any time before its passage, be committed or recommitted, and when reported back shall be placed on the calendar, and if amended shall, whether on its second or third reading, be engrossed, as may be necessary.

76. On the third reading of a bill, the question shall be, "Shall the bill pass?"

77. The title of a bill, and such parts thereof only as shall be affected by the proposed amendments, shall be entered upon the Journal.

78. Joint resolutions intended to have the force and effect of law, or to express the opinions, wishes, or purposes of the General Assembly upon any matter not connected with the preparation, direction, or conduct of its business, shall be introduced, considered, and disposed of in all respects as provided in regard to bills.

PETITIONS.

79. Petitions of private nature once rejected, shall not be heard again unless upon new evidence, and not oftener than once under any circumstances.

80. If a petition or memorial relate to a subject of local interest, as the division of a county, the establishment of a ferry, or the like, it shall not be allowed until it shall not be allowed until it shall appear that the intention to present such a petition or memorial has been duly and fairly made known to the community to be affected.

81. If it relate to a matter of private right or interest, it shall appear that the parties to be affected have had notice at least equal to that required by law in regard to matters to be transacted in a court of justice.

82. No petition shall be allowed claiming a sum of money or praying the settlement of unliquidated accounts alleged to be due from the state, unless it be accompanied by a certificate of the executive or auditor, stating why the claim has not been allowed and paid.

83. The same objections shall apply to acting upon such matters by bill or resolution without petition or memorial; and the several committees of the House will be charged with the duty of reporting specially on these points in connection with any action proposed to be taken on such subjects.

84. Original papers filed as exhibits with any petition may be withdrawn by the petitioner, or upon his order, or his leaving attested copies, for which he shall pay the clerk at the rate provided by law for other copies made by him.

MESSAGES.

85. It shall be the duty of the clerk, without any special order therefor, to communicate to the Senate any action of the House upon business coming from the Senate, or upon matters requiring the concurrence of that body; but no such communication shall be made in relation to any action of the House while it remains open for consideration.

MANUAL AND RULES.

86. The rules of parliamentary practice comprised in Jefferson's Manual shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with the rules of the House, and such joint rules as are or may from time to time be established by the two houses of the General Assembly.

87. The rules of the House shall not be changed or suspended, except by a vote of two-thirds of the members present, to be ascertained by an actual division of the House;

and upon a motion to suspend a rule of the House, the mover shall be allowed two minutes to state the reasons for his motion, and one member opposed to the motion shall be allowed a like time to object.

HALL OF THE HOUSE OF DELEGATES.

88. During the session of the legislature the hall of the House of Delegates shall be used for no other purpose than the regular sessions of the House, and for meetings of the committees and members of the legislature, on public affairs.

Ordered, That Mr. PETERS inform the Senate that the House is organized and ready to proceed to business.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate is organized and ready to proceed to business.

Mr. ECHOLS offered the following concurrent resolution :

Resolved (the Senate concurring), That a joint committee, consisting of five on the part of the House of Delegates and three on the part of the Senate, be appointed to wait on the governor and inform him that the General Assembly is now organized and ready to receive any communication he may desire to make—

Which was agreed to.

Ordered, That Mr. ECHOLS carry the resolution to the Senate and request their concurrence.

A message was received from the Senate by Mr. THURMAN, who informed the House that the Senate had agreed to the resolution of the House.

The SPEAKER appointed Messrs. ECHOLS, BUCHANAN, PATTON, OGLESBY, and WADDILL the committee on the part of the House.

Mr. ECHOLS, from the committee, subsequently reported that they had waited on the governor, and he desired to return his compliments to the General Assembly and would communicate to them in writing on to-morrow at 1 o'clock P. M.

Mr. LEFTWICH offered the following resolution :

Resolved, That the secretary of the commonwealth be requested to furnish each member of the House of Delegates, on application, with a copy of the Code of 1873, and with copies of the Acts of Assembly for the sessions of 1874, 1874-5, 1875-6, 1876-7, 1877-8, 1878-9, 1879-80, 1881-2, and 1883-4, to be returned to the secretary of the commonwealth at the end of the present session—

Which was agreed to.

A message was received from the Senate by Mr. STUBBS, who informed the House that the Senate had agreed to the following concurrent resolution :

Resolved (the House of Delegates concurring), That a committee of three on the part of the Senate and five on the part of the House be appointed to prepare resolutions appropriate and fit on the death of the Hon. Thomas A. Hendricks, late Vice-President of the United States—

In which they respectfully request the concurrence of the House.

The resolution was agreed to.

Ordered, That Mr. RYAN inform the Senate that the House had agreed to the resolution of the Senate.

The SPEAKER appointed Messrs. FULKERSON of *Washington*, GRIMSLLEY, HAY, TALIAFERRO, and CURRETT the committee on the part of the House.

The SPEAKER laid before the House a communication from the secretary of the commonwealth, as follows :

COMMONWEALTH OF VIRGINIA,
OFFICE OF SECRETARY OF THE COMMONWEALTH,
RICHMOND, December 2, 1885.

To the Hon. CHARLES E. STUART,
Speaker of the House of Delegates:

SIR:

As required by sections 2 and 9 of article 4 of the constitution, I have the honor to transmit herewith the returns of the late election for governor and lieutenant-governor.

Very respectfully, your obedient servant,

H. W. FLOURNOY,
Secretary of the Commonwealth.

The SPEAKER announced that he had received the returns transmitted by the secretary of the commonwealth.

Mr. MUNFORD offered the following concurrent resolution:

Resolved by the House of Delegates (the Senate concurring), That the General Assembly convene in the hall of the House of Delegates on Thursday next, the 3d day of December, at 12½ o'clock P. M., for the purpose of counting the vote cast on the 3d day of November, 1885, for governor and lieutenant-governor of the commonwealth, and to declare who is elected, and that the following rules be adopted for the government of the joint assembly:

RULES

For the government of the Senate and House of Delegates when convened in Joint Assembly for the purpose of counting the vote for governor and lieutenant-governor.

1. At the hour fixed for the meeting of the Joint Assembly, the senators, accompanied by the President and clerk of the Senate, shall proceed to the hall of the House of Delegates, and be received by the members standing. Appropriate seats shall be assigned to the senators by the sergeant-at-arms of the House.

2. The Speaker of the House of Delegates shall be the presiding officer of the Joint Assembly. In case it shall be necessary for him to vacate the chair, his place shall be taken by the President of the Senate, or, in case of his absence, by such member of the Joint Assembly as the Speaker may designate.

3. The sergeant-at-arms, doorkeepers, and pages of the House shall act as such for the Joint Assembly.

4. The clerk of the House shall be the clerk of the Joint Assembly, and shall be assisted by the clerk of the Senate.

5. The rules of the House of Delegates, so far as applicable, shall be the rules of the Joint Assembly.

6. When the Joint Assembly meets to count the vote for governor and lieutenant-governor, the Speaker of the House of Delegates shall open the returns from the several counties and corporations, and as each county or corporation is announced a senator and delegate, to be appointed by the Speaker, shall receive said returns and count the votes. They shall deliver the result to the clerk of the House, who shall embody the several results in a general statement. Thereupon a committee of one senator and one delegate shall add up the entire vote for governor and lieutenant-governor respectively, and the Speaker of the House of Delegates shall announce the result and declare thereupon who is elected.

7. In calling the roll of the Joint Assembly the names of the senators shall be called first in alphabetical order, and then the names of the delegates in like order, except the name of the Speaker of the House of Delegates shall be called last.

8. If, when the Joint Assembly meets, it shall be ascertained that a majority of each house is not present, the Joint Assembly may take measures to secure the attendance of absentees, or adjourn until the succeeding day, as a majority of those present may determine.

9. When the Joint Assembly adjourns, the senators, accompanied by the President and clerk of the Senate, shall return to their chamber, and the business of the House shall proceed in the same order as when it was interrupted by the entrance of the senators.

The House refused to refer the concurrent resolution to a committee.

The resolution was agreed to.

Mr. MUNFORD moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Three days' leave of absence was granted Mr. DARST.

The following bill was presented and referred under rule 37:

By Mr. WADDILL: A bill to prevent penitentiary convicts being employed in competition with honest laborers. Referred to the committee on asylums and prisons.

The SPEAKER laid before the House a communication from the clerk of the House, transmitting a condensed abstract of the reports made to him by the clerks of courts. (Doc. No. 1.)

On motion of Mr. CARDWELL, the House adjourned until to-morrow at 12 o'clock M.

THURSDAY, DECEMBER 3, 1885.

Prayer by Rev. Dr. Moses D. Hoge, of the Presbyterian Church.
The Journal was read by the clerk.

Messrs. BOHANNAN, JONES, and McCLINTIC appeared and were sworn in by the clerk.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to House joint resolution providing for the counting of the vote for governor and lieutenant-governor.

Mr. ECHOLS, under a suspension of the rule, presented

No. 1. House bill for the relief of the tax-payers of the city of Staunton, which was read a first time.

Mr. SAUNDERS offered the following joint resolution:

Resolved (the Senate concurring), That a committee of five on the part of the House and three on the part of the Senate be appointed, who shall constitute a committee on the state debt, whose duty it shall be to consider and report what further legislation, if any, is required on the subject, and to whom all bills and resolutions introduced into either house, relating to the subject, shall be referred—

Which was agreed to, two-thirds voting in the affirmative.

Mr. SAUNDERS moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. SAUNDERS carry the resolution to the Senate and request their concurrence.

Mr. MILLER offered the following resolution:

Resolved, That the clerk of the House appoint a stenographer for this body, who shall also be ex officio of one or more committees, to be assigned by the clerk of the House, and who shall be continued until the further order of the House, and who shall receive the same pay that has been given the stenographer of the Senate.

The House refused to refer the resolution to a committee.

Pending the consideration of which,

The hour of 12½ o'clock P. M. having arrived, being the time fixed for the meeting of the Joint Assembly to count the votes for governor and lieutenant-governor—

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate is ready to meet the House in joint assembly.

Ordered, That Mr. MUNFORD inform the Senate that the House is also ready to meet in joint assembly.

Whereupon, the Senate repaired to the hall of the House of Delegates.

The roll of the Senate was called, and the following senators responded to their names:

Messrs. Berry, Bibb, Blackstone, Bliss, Brown, Causey, Coltrane, Dalton, Diggs, Duane, Edmunds, Ellyson, Flanary, Gee, Gillespie, Grim, Heaton, Hodges, Hurt, Jones, Kezzell, Koiner, Lovenstein, McCormick, McDonald, Meredith, Norton, Pettit, Read,

Rhea, Staples, Stubbs, Thurman, Trout, Twyman, Warwick, Wickham, and Williams—38.

Thirty-eight senators present.

The roll of the House of Delegates was called, and the following delegates responded to their names:

Messrs. Speaker, Acker, Arnold, Bandy, Black, Bohannon, Bolen, Bolling, Borum, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Childress, Crismond, Curlett, Dabney, Dickenson, Downing, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgat, Franklin, A. Fulkerson, L. D. Fulkerson, Gills, Goad, Harris, Hay, Hoge, Holaday, Huffman, Hurt, Hylton, Johnson, Jones, C. F. Jordan, W. H. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Martin, Matthews, Mauck, Mayo, McCandlish, McClintic, Miller, Moss, Munford, Nance, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Rugles, Ryan, Saunders, Sebrell, Shields, Smith, Southworth, Starke, Stribling, Taliaferro, Tavenner, Terry, Tillar, Turner, Van Doran, Waddill, Webb, Wescott, Wilkins, and Wise.

Ninety-four delegates present.

The SPEAKER announced that he had received from the secretary of the commonwealth returns of the election for governor and lieutenant-governor.

The SPEAKER then, in the presence of the Senate and House of Delegates, proceeded to open the returns of elections.

The SPEAKER appointed Messrs. LOVENSTEIN, of the Senate, and FIGGAT, of the House, to receive and count the vote.

Reaching the vote of the county of Roanoke, there appeared upon the face of the returns the following:

"John S. Wise received at Edington's Shop precinct 68 votes for governor, Fitzhugh Lee received 34 votes for governor, Henry C. Wood received 69 votes for lieutenant-governor, and John E. Massey received 33 votes for lieutenant-governor.

"The returns from Edington's Shop precinct were rejected, it appearing from the poll-books of said precinct that two of the judges of election had not, on the morning of the election, taken and subscribed the oath required by law, although it appeared that said judges had some time previous to the election taken an oath of office, but not such as is required by law."

Mr. MAYO moved that the vote at Edington's Shop precinct be included in the vote of Roanoke county.

On motion of Mr. POLLARD, the counting of the vote of Roanoke county was passed by.

The counting of the votes of all the counties and corporations except the county of Roanoke being completed, the question recurred on the motion by Mr. MAYO, to include the vote at Edington's Shop precinct; which, being put, was decided in the negative. Senators—yeas 9; nays 22.

On motion of Mr. MAYO, the vote was recorded as follows:

AYES—Messrs. Causey, Duane, Gee, Gillespie, Grim, Hodges, McDonald, Norton, and Read—9.

NOES—Messrs. Bibb, Blackstone, Brown, Coltrane, Dalton, Diggs, Edmunds, Ellyson, Flanary, Heaton, Hurt, Jones, Keezell, Koiner, Lovenstein, Meredith, Rhea, Stubbs, Trout, Twyman, Warwick, and Williams—22.

Delegates—yeas 30; nays 60.

The vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Bolling, Borum, Buchanan, Curlett, Echols, Faulcon, Franklin, Gills, Grimsley, Harris, Hylton, W. H. Jordan, Martin, Mauck, Mayo, McCandlish, McClintic, Moes, Nance, Ruggles, Southworth, Terry, Tillar, Turner, Waddill, Webb, and Wise—30.

NAYS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Burks, Cardwell, Carter, Chalmers, Chichester, Childress, Cornett, Crismond, Dabney, Dickenson, Downing, Dupuy, Eastwood, Fentress, Figgatt, L. D. Fulkerson, Goad, Hay, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Van Doran, Wescott, and Wilkins—60.

Mr. MALLORY moved to reconsider the vote by which the motion by Mr. MAYO was rejected; which motion was rejected.

The vote of the county of Roanoke was then counted, and the result of the votes of all the counties and corporations was delivered to the clerk of the House of Delegates.

The SPEAKER appointed Messrs. GRIM, of the Senate, and KEEN, of the House, a committee to add up the entire vote, as embodied in the statement by the clerk of the House.

Subsequently Mr. GRIM, from the committee, submitted the following report, which was read by the clerk:

The whole vote for governor is	-	-	289,071
For Fitzhugh Lee,	-	-	152,544
John S. Wise,	-	-	136,510
Scattering,	-	-	17
Majority for Fitzhugh Lee,	-	-	16,034
The whole vote for lieutenant-governor is	-	-	284,003
For John E. Massey,	-	-	149,179
H. C. Wood,	-	-	134,791
Scattering,	-	-	33
Majority for John E. Massey,	-	-	14,388

AMOS K. GRIM,
Of the Senate.

T. W. KEEN,
Of the House of Delegates.

The SPEAKER of the House of Delegates declared Fitzhugh Lee duly elected governor of this commonwealth for four years, commencing the first day of January, 1886.

The SPEAKER of the House of Delegates declared John E. Massey duly elected lieutenant-governor of this commonwealth for four years, commencing the first day of January, 1886.

On motion of Mr. LOVENSTEIN, the Joint Assembly adjourned *sine die*.

The following were presented and referred under rule 37:

By Mr. CURLETT: A bill to work and keep in repair the roads in the county of Lancaster. Referred to the committee on counties, cities and towns.

By Mr. RYAN: A bill to amend an act entitled an act to provide for the election and qualification of county officers. Referred to the committee on counties, cities and towns.

By Mr. LEFTWICH: A bill to provide local option for the counties, cities and towns, districts and wards of the state. Referred to the committee on finance.

By Mr. CURLETT: A bill to strike out of the oyster law the fifty-cents fee for numbering boats. Referred to the committee on Chesapeake and its tributaries.

By Mr. ECHOLS: A bill to amend and re-enact section 73 of an act entitled an act prescribing general provisions in relation to commissioners of the revenue and the assessment of taxes on persons, property, incomes, licenses, etc., approved March 16, 1875, as amended by an act approved March 27, 1876, the act approved April 2, 1877, and the act approved April 21, 1882. Referred to the committee on finance.

By Mr. LEFTWICH: Joint resolution instructing senators and requesting representatives in Congress to procure the abolition of the internal revenue system of the United States government. Referred to the committee on federal relations and resolutions.

On motion of Mr. LEFTWICH, the House adjourned until to-morrow at 12 o'clock M.

FRIDAY, DECEMBER 4, 1885.

Prayer by Rev. Dr. Moses D. Hoge, of the Presbyterian Church.

The Journal was read by the clerk.

The unfinished business of the morning hour being the resolution offered by Mr. MILLER, as follows:

Resolved, That the clerk of the House appoint a stenographer for this body, who shall also be ex officio clerk of one or more committees, to be assigned by the clerk of the House, and who shall be continued until the further order of the House, and who shall receive the same pay that has been given to the stenographer of the Senate—
Came up.

On motion of Mr. CARDWELL, the resolution was committed to the committee on House expenses.

Mr. SMITH offered the following concurrent resolution:

Resolved (the Senate concurring), That a committee of three on the part of the House and two on the part of the Senate be appointed to inform Fitzhugh Lee of his election as governor of this commonwealth, and John E. Massey of his election as lieutenant-governor.

The resolution was agreed to.

Mr. SMITH moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. SMITH carry the resolution to the Senate and request their concurrence.

A message was received from the Senate by Mr. WILLIAMS, who informed the House that the Senate had agreed to the resolution.

The SPEAKER appointed Messrs. SMITH, PAYNE, and PATTON the committee on the part of the House.

Mr. MAYO offered the following resolution:

Whereas Joseph R. Jones, a representative from the county of Mecklenburg, was arrested upon the day this body assembled, upon a warrant sworn out by Charles L. Finch, who is contesting his seat here, charging him with stealing a letter from the United States mail in 1883; and whereas said Jones has been discharged by the United States commissioner who examined the case:

Resolved, That a committee of ——— be appointed to inquire and report all the facts and circumstances attending the arrest of said J. R. Jones, and whether said Charles L. Finch, in instigating said prosecution, was acting in the interest of public justice, or was moved thereto by a desire to benefit his contest before this House, or to gratify private malice against said Jones.

The House refused to refer the resolution to a committee.

The resolution was rejected.

Mr. STUART offered the following resolution:

Resolved by the House of Delegates, That the superintendent of public buildings be and is hereby instructed to have painted and re-carpeted, during the Christmas recess of this House, the hall of the House of Delegates.

The resolution was agreed to.

Leave of absence for three days was granted to Mr. O'BANNON.

On motion of Mr. STUART,

Resolved, That when the House adjourn to-day it adjourn to meet on Monday next at 12 o'clock M.

The following were presented and referred under rule 37:

By Mr. HAY: A bill for the relief of T. A. Graves, of Madison county. Referred to committee on finance.

By Mr. MAYO: A bill to provide for the more efficient collection of the public revenues. Referred to committee on finance.

By Mr. RUGGLES: A bill to allow the board of school trustees of Aquia district, in Stafford county, to use a portion of the county fund to pay district expenses for the year 1885. Referred to committee on schools and colleges.

By Mr. BLACK: A bill to incorporate the Danbury and Parkersburg railroad company. Referred to committee on roads and internal navigation.

By Mr. BLACK:

Resolved, That the committee on propositions and grievances, when

appointed, be instructed to inquire into the expediency of incorporating the Virginia pharmaceutical association, and have leave to report by bill or otherwise.

The morning hour having expired, the House proceeded to the consideration of business on the calendar.

No. 1. House bill for the relief of the tax-payers of the city of Staunton, was read twice and ordered to be engrossed to be read a third time.

Mr. FULKERSON of *Washington*, from the committee appointed to prepare suitable resolutions in respect to the memory of Thomas A. Hendricks, late Vice-President of the United States, presented the following:

Whereas it has pleased an all-wise Providence, in its inscrutable dispensation, to remove from us Thomas A. Hendricks, late Vice-President of the United States, and we, the representatives of the people of Virginia, wishing to express our sense of the great loss which, in his death, the people of this country have sustained: therefore, be it

Resolved, That in the death of Thomas A. Hendricks, late Vice-President of the United States, this country has to mourn the loss of a safe and wise counsellor, a tried statesman, a patriotic citizen and faithful public servant.

Resolved, That, as a further mark of respect for the memory of the deceased, this House do now adjourn—

Which were agreed to.

On motion of Mr. POLLARD, the House adjourned until Monday next at 12 o'clock M.

MONDAY, DECEMBER 7, 1885.

The Journal was read by the clerk.

A communication from the Senate, by their clerk, was read as follows:

In Senate, December 7, 1885.

The Senate have disagreed to the House joint resolution providing for a joint committee, to whom shall be referred all bills or resolutions relating to the state debt.

A message was received from the Senate by Mr. WILLIAMS, who informed the House that the Senate had agreed to a resolution as follows:

Resolved (the House of Delegates concurring), That the senators from Virginia be instructed and the representatives in Congress requested to vote for what is commonly known as the Blair educational bill, or for some other better measure having for its objects to secure to the people of this state (in common with other states) an appropria-

tion for the benefit of the public free school system from the surplus revenues of the federal government; and that a copy of this resolution be forwarded to the senators and representatives in Congress from Virginia—

In which they respectfully request the concurrence of the House.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Leave of absence was granted Messrs. REID for one day, RUGGLES for three days, and MAYO for five days.

The following were presented and referred under rule 37:

By Mr. LIGHTNER: A bill to amend and re-enact the charter of the Staunton gas company, passed February 16, 1853. Referred to committee on propositions and grievances.

By Mr. DABNEY: A bill to refund to S. M. Tell, sheriff of Albemarle, sixty-six dollars and forty cents. Referred to committee on finance.

By Mr. FIGGATT: A bill to empower the trustees of the district public school board of Buchanan school district, Botetourt county, Virginia, to use surplus county public school funds belonging to said district for the purpose of purchasing or erecting buildings for school purposes. Referred to committee on schools and colleges.

By Mr. OGLESBY:

Resolved, That the committee on militia and police be requested to inquire into the expediency of reporting a bill authorizing a loan on the part of the state to the Wytheville male academy, of seventy-five muskets.

The morning hour having expired, the House proceeded to the consideration of business on the calendar.

No. 1. House engrossed bill for the relief of the tax-payers of the city of Staunton, was read a third time and passed.

Mr. ECHOLS moved to reconsider the vote by which the bill was passed; which motion was rejected.

Ordered, That Mr. ECHOLS carry the bill to the Senate and request their concurrence.

The following message was received from the governor by his private secretary, and was laid before the House by the SPEAKER:

COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND, *December 3, 1885.*

To the General Assembly:

In this paper the effort will be made to lay before you, in the plainest and most succinct form, such a statement of affairs, digested from the elaborate reports of the various public departments and institutions of the state, as will enable you to take a comprehensive view of "the condition of the commonwealth," to recognize and assist those parts of the body politic in which health obtains, and to determine

what evils, if any exist, for which your wisdom must furnish the remedy.

FINANCIAL.

By the treasurer's report, as of the 1st day of October, 1885, the apparent cash balance in the treasury was \$594,687.48; the actual balance by the auditor's books (the difference being as to warrants issued and not yet presented) was \$406,802.73. This, however, does not state the actual condition of the treasury. Some minor items, which will strike the most casual reader of the auditor's report, go to reduce the available cash balance in the treasury; but to the credit account must be placed the marketable value of Riddleberger bonds to the amount (face value) of \$2,030,943.10, purchased by the commissioners of the sinking fund under acts of March 15th and August 25th, 1884, which bonds are by law convertible into cash, in the discretion of the said commissioners, whenever the exigencies of the treasury may so seem to them to require.

The interception of the revenue by payment of taxes and dues to the commonwealth in coupons since the last meeting of the general assembly has not reached such an extent as to seriously disturb the administration of public affairs. Notwithstanding that strenuous efforts have been and are being made to deny and destroy the constitutional right of the state of Virginia to be sued in her own courts in the manner prescribed by her laws, and there and thus alone, it is gratifying to be able to report to you that for the fiscal year herein treated the amount of coupons forced upon the treasury in payment of taxes and other dues was \$122,000 less than for the preceding fiscal year. It appears that the available funds and convertible property now in the treasury reaches, in round numbers, the sum of \$1,615,213.89. The reports from the financial officers of the government herewith transmitted furnish all necessary details as to the sources of the receipts and the manner of expenditure of the public moneys.

As to the system of accounts obtaining in the basement offices, recent events might seem to suggest the need of a change; but as the legislature, at its last meeting, appointed a special committee to consider and report upon that subject, I hesitate to forestall their conclusion by any recommendation. It seems right, however, for me to say that the losses heretofore coming to the commonwealth through the particular departments referred to have occurred, not so much through any fault in the system of checks and balances, as in the fact that the law had been allowed to become a dead letter.

This brings me to deal with the most momentous question which will or can occupy your attention.

THE PUBLIC DEBT.

On this subject I have no new views to advance. On the 6th January, 1882, when accepting from the people of Virginia what I

believe to be the highest trust in their gift, I expressed my mature conviction as to the rights and duties of the people of Virginia in that regard. Those views were condensed into the act approved by the governor on February 14, 1882, commonly known as the Riddleberger bill. That statute, in my opinion, declared and demonstrated the amount of obligations which should and would be recognized by the only authority on the face of the earth capable of settling the question—the voters and tax-payers of the commonwealth of Virginia.

This act of February 14, 1882, was, I repeat, only a declaration to the public creditors of the terms upon which Virginia was willing to settle; and I thought then, and think now, that every consideration, moral and legal, was met by the proposition for funding made in that statute to the several classes of bondholders. I never have considered and do not now consider that any pledge made as to the execution of the Riddleberger bill precluded any citizen of Virginia from thereafter advocating any legislation necessary to carry it into effect. In the governor's message of December 5, 1883, to which reference is now made, the attention of your bodies was called to the fact that no legislation had yet been taken sufficient to give effect to the Riddleberger bill.

Of the two collateral acts passed by the legislature of 1881-'82, in aid of that statute, that of January 14, 1882, notoriously neglected to require any equitable allowance of principal or interest for the refunding of that class of bonds known as 10-40's, and the act of January 26, 1882, raised before the ultimate courts of the country an entirely new question. Experience having shown, after a trial of these measures, that they were not sufficient to accomplish the objects desired, I have no apology to make to the people of Virginia, or any portion of them, for lending my counsel and approval to remedy (so far as it was done) what had been shown to be insufficient.

It would ill become me to insist on any policy to be pursued by the executive and legislative officers chosen by the people of Virginia to administer their affairs as the successors of myself and my political associates. At the same time I feel forced to sound the signal note of danger. Encroachments have begun to be made upon the rights guaranteed to this commonwealth by the constitution of the United States. In raising this voice of warning, I only find it necessary to call attention to the opinion delivered by four dissenting justices of the supreme court of the United States in the case of *Poindexter vs. Greenhow*, decided April 20th, 1885, and other Virginia coupon cases. Pursuing this line of thought, I would with modesty renew the suggestions made in my messages of 1882-'83-'84, in reference to the public debt, and would also recommend the passage of an act, to take effect at once, that no coupon shall be received or cashed at the treasury of the state, or accepted by any collecting officer thereof, unless accompanied by the bond of which it is the product, to prove its genuineness and identity.

The amount of the public debt outstanding, other than Riddleberger bonds, by reports of the auditing officers, is as follows: Principal and

interest to July 1st, 1882, \$28,020,532.83; interest subsequent to July 1st, 1882, to and including July 1st, 1885, \$2,731,699.49—making outstanding October 1st, 1885, \$30,752,232.32.

There has been funded up to October 1st, 1885, \$7,517,032.71 of the old indebtedness, principal and interest, and the amount of bonds and certificates issued under acts of February 14th, 1882, and November 29th, 1884, in lieu thereof, was \$4,971,590.66, of which the state holds, by purchase and otherwise, as follows:

By purchase by the commissioners of the sinking fund, \$2,030,943.10; by the board of public works, \$143,200.00; and by the literary fund of Virginia, \$94,900.00; received in settlement of indebtedness to the state, and cancelled, from the Richmond and Danville railroad company, \$438,899.45; from the Upper Appomattox company, \$10,864.26; from sureties of defaulting officers on account of indebtedness to the state, \$62,268.93; leaving in the hands of the public creditors, \$2,190,514.92.

THE OYSTER AND KINDRED QUESTIONS.

Since 1857 there has been a constant drain upon one of the largest resources of Virginia's wealth, by the absolute destruction of her oyster beds. It was not enough that the property of our people should be taken without remedy or remuneration by citizens of other states; our laws were defied, treaty obligations were not regarded, and the very seed of the product of our waters was stolen. In 1882 I asked the legislature to pass some bill giving the executive authority to protect the state's interest. The result was the act approved March 4th, 1884—not perfect by any means, but a great deal better than no law at all. The estimate made by competent judges of the actual loss to the people of Virginia per annum, from 1857 to 1884, was not less than one-half million of dollars. In the meantime, the state nor her people had any means of protection, nor was there any power residing anywhere to execute her laws against marauders. I have before me a continuous report from 1874 down to the first year of my administration. It is claimed, with confidence, that the property of the people of Virginia, in the waters of the Chesapeake bay, has been protected since 1882 as never before, and in the meantime the return of revenue up to the 1st September, 1885, with hardly more than one-half the collections yet reported, amounts to upwards of \$26,000.00—paying largely more than all the expenses of the service, and at the same time redeeming to the people of Virginia control of their own property. It is not claimed that the present law is perfect; but it is such an improvement in the way of legislation and administration on anything that has been had since 1857, that I feel justified in claiming for the board that carried out the service due credit for large results under disadvantageous circumstances. A formal report will be made by the board of the Chesapeake and its tributaries through the usual channel.

In this connection, I communicate to you the able and exhaustive report of Col. Marshall McDonald, fish commissioner. I know of no advance towards prosperity that Virginia has made for many years

more distinct than that accomplished by the department which he so ably represents. My hope is, that enlarged opportunity and increased appropriations will be given to that department. Time does not serve to particularize the details of his report; but you are referred to it with respect and with urgency. It will repay perusal and consideration.

While dealing with the general question of fisheries, the facts in the knowledge of the executive seem to require him to suggest a revision of the laws controlling the taking of fish in the open waters of the state. Reference is here made in particular to that portion of the Chesapeake bay and its tributaries under the jurisdiction of the commonwealth. In how far a valuable industry should be regulated, so as to control a vital interest, I leave to the determination of those to whom belong both the power and the responsibility.

THE MILITARY.

The condition of the military organization of the state is believed to be good. Surely no effort has been spared to add to its efficiency. The present statutes dealing with the volunteers are, to say the least of it, not liberal. The time may come when an exigent circumstance shall require a force not at hand. It was a Virginian who formulated the doctrine that precaution should be taken before the hour of danger arrived. That the legislature should generously deal with men who, without any hope of reward or fear of punishment, give their services to the state, is a proposition which ought to be received without dissent. In a previous message I urged upon your attention the great importance of this service. I hope that at this session action will be taken to advance the military department; to give to the adjutant-general's office equal dignity and emolument with other heads of departments. In order to accomplish this with due regard to economy, it may be necessary to consolidate the adjutant-general's and inspector general's departments. But this is a matter of detail which I may leave with confidence to my successor.

THE AGRICULTURAL DEPARTMENT.

The most important basis of Virginia's prosperity is her agricultural interest. On the owners and workers of the soil rest our nearest hope for recovery of material welfare. Other adjuncts are important to the work of physical recuperation; but the fostering and development of land and labor are the essentials of the case. It does not seem that Virginia, since the war, has devoted sufficient attention or money to that department of the government which represents the majority of her people and the bulk of her wealth. In my judgment, true economy would dictate enlarged appropriations to the agricultural branch of the government.

In this connection reference ought to be made to the part taken, by

Virginia in the exposition at New Orleans. A report in detail will be submitted by the board which had the matter in charge. The result was not all that was desired, but with the limited fund at the disposal of the board, the exhibit was at least creditable. The leading articles displayed at New Orleans have been recalled and are now arranged in a room attached to the office of the commissioner of agriculture, and furnish a nucleus upon which to found a permanent and satisfactory collection of the leading products of this state; and this exhibit can be maintained at an expense not at all commensurate with the importance of the objects sought; and I hope the means will be supplied to that end. Acknowledgments are due to the Norfolk and Western, Chesapeake and Ohio, and Richmond and Danville railroads, and their southern connections, for giving the state, without charge, every facility for forwarding and returning these specimens. It is also proper that thanks should be returned to J. B. Pace, Esq., and to Colonel Randolph Harrison, for valuable services gratuitously rendered in this behalf.

THE PENITENTIARY.

Transmitted to you, through the public printer, will be the report of the superintendent and board of directors of the penitentiary. I believe that the conduct of that institution has been honest and efficient. The theoretical question as to the proper mode of conducting such institutions does not belong to me at this time. I do, however, reiterate the wish that a school of correction or reformation should be established, so that distinction might be made in the treatment of criminals, as to age and circumstances of guilt. Under the criminal laws now existing no difference is made, after conviction, as to minors or in regard to persons to whom only constructive guilt attaches. To force upon either one of these classes the conditions of felony, and association with felons, is to destroy the real object of punishment and to insure the education and continuance in crime of the individuals so punished.

CHARITABLE AND EDUCATIONAL INSTITUTIONS.

You will receive reports of the proper officers from the various charitable and educational institutions supported by public money. During the last regular session of the General Assembly acts were passed over the objections of the executive taking from the leading co-ordinate branch of the government the authority, which had been vested in it from colonial times, to control, by appointment of the directors, trustees, or visitors, all such institutions. That any good has come from this departure from sound policy and breach of well-established precedent, it is due to myself, and the truth, to deny. At the same time, let me testify that the board of public works, in which the new appointing power was placed, has, in my opinion, exercised it as wisely and honestly as the circumstances of the case would ad-

mit. It was a mistake to constitute this board of three officers of the government, whose time was already fully occupied by prescriptions of the law and the constitution. It is also true that these same officers, including the governor, were made members of various other public boards, with extraordinary duties assigned to them beyond those conferred upon the governor, both auditors, or the treasurer, by the constitution and laws of the commonwealth. Surely no question can be made as to my motive, when I say opinion dictated and experience has proved that the authority referred to should have been left in the hands of the governor. Power and responsibility should live together. And the voice of Virginians, from 1619 until the present day, is but re-echoed when I ask that the governor of Virginia shall be entrusted with the full powers attaching to his office.

Aside from these general considerations, a very disastrous experience demonstrates that the statute organizing the Colored Normal and Collegiate Institute, at Petersburg, should be looked into with a view to amendment. As at present written, the statute requires that six of the seven members of the board of visitors shall be colored persons. It is indisputable that a portion of this board should consist of representatives of the race for whose benefit the college was instituted; but I do not think the law should make a formal presentation of the color line, but leave the constitution of the board to the discretion of the appointing power.

You will be called upon to appropriate moneys for the restoration of the building destroyed by fire at the Eastern Lunatic Asylum, and I hope that action, including a proper supply of funds to expedite the completion of the new asylums at Petersburg and at Marion, will be taken without unnecessary delay. As to the asylum at Marion, the work has proceeded most satisfactorily so far, and the board has accomplished fine results with the funds at their disposal.

The condition of the public institutions of learning is good, so far as judgment can be formed on the reports herewith communicated to you. I trust, while giving every dollar that can be spared to the development of the free-school system, that the legislative body of Virginia will spare no liberality in dealing with the University, the Virginia Military Institute, the college for special training at Blacksburg, the Female Normal School at Farmville, the Institute at Petersburg, already referred to, and the Institution at Staunton for the Deaf, Dumb and Blind.

I am sure that it will only be necessary to call your attention to the claim which exists for public assistance to the Lee Home for Confederate Veterans. By private subscription, a large proportion of which has been furnished by persons opposed to the Confederacy during the war, about fifty disabled Virginia soldiers have been provided for. No reason occurs to me, in law or in policy, why the state of Virginia should not make liberal provision for the men who, in obedience to her call, brought upon themselves the suffering and poverty which we now seek to ameliorate, if not relieve.

ELECTION LAWS.

On the 21st November, 1884, in returning to the Senate, without approval, Senate bill "entitled an act to provide for the manner of choosing registrars, judges, and clerks of election," I repeated some views expressed on the 6th of January, 1882, to a legislative body, of which a large majority consisted of my political associates, as follows :

"In the interest of a full and free expression of the popular will, I recommend a rigid scrutiny and purging of the election laws, many of the provisions of which are subversive of the ends professedly sought. The basis of all republican government is popular content and confidence. Both are secured when the people are satisfied that, having freely sought the ballot-box, their votes have been recorded and returned according to the truth. Any system which is so framed as to admit doubts upon these points must, whether it be honestly or fraudulently administered, breed popular discontent. Elections should, as far as possible, take place in sight of the people. I would recommend the passage of mandatory provisions for the appointment of judges of elections from opposing political parties, with penalties attached for failure in the appointing power to observe the requirement, and admitting the presence of representatives of each political party interested in an election while the vote is received, canvassed, counted, and certified."

These words were written when the whole power of the state was practically in the hands of the party by whose votes I had been elected. As the law then stood, the entire control of the election machinery was in the hands of that party. I then insisted, and I do now, that such should not be the case.

I care nothing as to what the appointing power may be, I care only that the appointing power should be directed to make such appointments of registrars and judges as to prevent any obstructions or false returns of the popular will.

These views are reiterated in the firm belief that the final judgment of all parties will confirm them.

MISCELLANEOUS.

Under the pressure of public business, and in the absence of reports from some governmental departments, it is needful to ask your indulgence for a few days as to some details of administration. These omissions will be supplied through a special message, prior to January 1st, 1886.

WILLIAM E. CAMERON.

On motion of Mr. LEFTWICH, the reading of the message was dispensed with, and the usual number of copies ordered to be printed.

On motion of Mr. STARKE, the House adjourned until to-morrow at 12 o'clock M.

TUESDAY, DECEMBER 8, 1885.

The Journal was read by the clerk.

E. W. Row, delegate-elect from the county of Orange, was sworn in by the clerk.

J. Bell Bigger, clerk of the House of Delegates and keeper of the rolls of Virginia, took the oath prescribed by law.

The SPEAKER announced the standing committees of the House as follows:

Privileges and Elections.—Messrs. Fulkerson of *Washington*, Dunlop, Ryan, Hoge, Lawson, Curlett, Holladay, Reid, Lockett, Harris, Acker, Wise, and Turner.

Courts of Justice.—Messrs. Munford, Grimsley, Dunlop, Peters, Payne, Brown, Echols, Buchanan, Hay, Figgatt, Huffman, Downing, and Waddill.

Schools and Colleges.—Messrs. Black, Peters, Cornett, Fulkerson of *Lee*, Jordan of *Rockbridge*, Van Doran, Loving, Hoge, Row, Keen, Ruggles, Curlett, and Harris.

Propositions and Grievances.—Messrs. Cardwell, Downing, Oglesby, Payne, Reid, Jordan of *Halifax*, Childress, Wilkins, Chalmers, Hylton, Hurt, Jordan of *Petersburg*, and Mallory.

Roads and Internal Navigation.—Messrs. Stribling, Keen, Brown, Cardwell, Burks, Starke, Loving, Smith, Oglesby, Tavenner, Johnson, Martin, and Franklin.

Finance.—Messrs. Pollard, Fulkerson of *Washington*, Grimsley, Leftwich, Darst, Noblin, Porter, Shields, Dabney, Starke, O'Bannon, Miller, Mayo, Ruggles, and Addington.

Claims.—Messrs. Dupuy, Burks, Chichester, Smith, Chalmers, Grimsley, Powell, Stribling, Martin, Bolling, Bandy, Acker, and Southworth.

Militia and Police.—Messrs. Patton, Munford, Hay, Arnold, Crismond, Payne, Terry, Wilkins, Eastwood, Row, Mayo, Matthews, and Borum.

Asylums and Prisons.—Messrs. Echols, Saunders, Dickenson, Terry, Bohannon, Roberts, Carter, Buchanan, Rice, Arnold, Crismond, Tillar, and Moss.

Labor and Poor.—Messrs. Noblin, Goad, Echols, Sebrell, Carter, Roberts, Holladay, Jordan of *Rockbridge*, Gills, Addington, Jones, Wise, and Waddill.

Public Property.—Messrs. Burks, Leftwich, Cardwell, Ballard, Black, Goad, Hoge, Bohannon, Tillar, Southworth, Faulcon, Gills, and Miller.

Banks, Currency, and Commerce.—Messrs. Johnson, O'Bannon, Jordan of *Halifax*, Dupuy, Buchanan, Crismond, Lightner, Curlett, Mauck, McClintic, Bandy, Franklin, and Hylton.

Agriculture and Mining.—Messrs. Saunders, Leftwich, Chichester,

Eastwood, Tavenner, Holladay, Dickenson, Chalmers, Lightner, Ryan, Mauck, Addington, and Matthews.

Manufactures and Mechanic Arts.—Messrs. Carter, Arnold, Lockett, Van Doran, Black, Childress, Hay, Taliaferro, McCandlish, Bolling, Hurt, Borum, and Jones.

Counties, Cities, and Towns.—Messrs. Ryan, Bolen, Goad, Patton, Terry, Lightner, Tavenner, O'Bannon, Jordan of *Halifax*, Nance, Webb, Mauck, and McClintic.

Officers and Offices at the Capitol.—Messrs. Oglesby, Miller, Loving, Dabney, Fulkerson of *Lee*, Cardwell, Shields, Huffinan, Jordan of *Rockbridge*, Mayo, Gills, Brown, and Martin.

Executive Expenditures.—Messrs. Wescott, Fentress, Patton, Darst, Noblin, Starke, Keen, Dabney, Mallory, Acker, Faulcon, Jordan of *Petersburg*, and Moss.

Retrenchment and Economy.—Messrs. Porter, Fentress, Figgatt, Johnson, Pollard, Rice, Wescott, Jordan of *Rockbridge*, Nance, McCandlish, Turner, Bolling, and Hurt.

Federal Relations and Resolutions.—Messrs. Darst, Dunlop, Hoge, Fulkerson of *Lee*, Dupuy, Webb, Taliaferro, Lawson, Huffinan, Powell, Waddill, Bandy, and Turner.

Enrolled Bills.—Messrs. Bolen, Fulkerson of *Lee*, Cornett, Peters, Porter, Reid, Wescott, Moss, Chichester, McCandlish, Tillar, Franklin, and Matthews.

Immigration.—Messrs. Downing, Brown, Wilkins, Sebrell, Dickenson, Saunders, Bohannon, Lockett, Harris, Southworth, McClintic, Franklin, and Faulcon.

Chesapeake and Its Tributaries.—Messrs. Taliaferro, Shields, Powell, Wescott, Arnold, Fentress, Van Doran, Eastwood, Rice, Curlett, Bolen, Lawson, and Childress.

House Expenses.—Messrs. Figgatt, Fulkerson of *Lee*, Ruggles, Smith, and Jones.

Rules.—Messrs. Speaker (*ex officio*), Row, Stribling, Wise, and Hylton.

Library.—Messrs. Brown, Dunlop, Munford, Webb, and Mallory.

Printing.—Messrs. Roberts, Porter, and Jordan of *Petersburg*.

The SPEAKER laid before the House resolutions agreed to in the conference of county and city superintendents of public free schools and principals of high schools, in relation to the apportionment of school tax; which was referred to the committee on schools and colleges.

The SPEAKER appointed the following pages: P. S. Powers, R. W. Wilson, J. W. Ratcliffe, J. W. Lupton, and W. D. York.

The following were presented and referred under rule 37:

By Mr. CHILDRESS: A bill to limit the powers of the board of supervisors of Buchanan county. Referred to the committee on counties, cities and towns.

By Mr. HAY: A bill substituting a board of railroad commissioners

for the present railroad commissioner of the state, and defining the duties and powers of such board, and repealing the act of March 31, 1877, in reference to the said commissioner. Referred to the committee on roads and internal navigation.

By Mr. KEEN: A bill to encourage education and to educate white female teachers for the public free schools of the state. Referred to the committee on schools and colleges.

By Mr. STUART: A bill to incorporate the Bethel cemetery company. Referred to the committee on propositions and grievances.

By Mr. WESCOTT: A bill to allow William H. Ellis to erect a wharf at Franklin City, Accomac county. Referred to the committee on roads and internal navigation.

By Mr. WADDILL: A bill to provide for the introduction of free text-books in the public free schools of Virginia. Referred to the committee on schools and colleges.

By Mr. MUNFORD: A bill to increase the usefulness at the department of agriculture, mining and manufacturing. Referred to the committee on agriculture and mining.

On motion of Mr. RYAN, the House adjourned until to-morrow at 12 o'clock M.

WEDNESDAY, DECEMBER 9, 1885.

Mr. DARST, delegate-elect from the counties of Pulaski and Giles, appeared and was sworn in by the clerk.

The Journal was read by the clerk.

A communication from the Senate, by their clerk, was read as follows:

In Senate, December 8, 1885.

The Senate have passed House bill entitled an act for the relief of the tax-payers of the city of Staunton, No. 1.

Mr. BOHANNAN, under a suspension of the rule, offered the following concurrent resolutions:

1. Resolved by the House of Delegates (the Senate concurring), That a joint committee, consisting of eight members on the part of the House and three on the part of the Senate, be and the same is hereby appointed, to which shall be referred that portion of the governor's message relating to the oyster industry of the commonwealth, and all bills and resolutions introduced in the General Assembly having reference to that subject, and the said committee shall report by bill or otherwise.

2. The said committee shall be composed, as nearly as possible, of members of the General Assembly representing constituencies directly interested in the oyster industry.

The resolution was rejected.

The resolution was referred to the committee on the Chesapeake and its tributaries.

Mr. MUNFORD offered the following concurrent resolution:

Resolved (the Senate concurring), That the two houses will proceed on Tuesday next, at 1 o'clock P. M., to elect a senator to the Congress of the United States, according to the provisions of the act of Congress, for the term of six years, commencing on March 4th, 1887.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. MUNFORD moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. MUNFORD carry the resolution to the Senate and request their concurrence.

Mr. WISE, under a suspension of the rule, offered the following concurrent resolution:

Whereas a convention of all those who are engaged in the oyster business in Tidewater Virginia is to be held in Hampton, Va., on Wednesday, December 16, 1885, at 12 M., to discuss the present oyster law and to recommend changes therein,

Resolved, That a committee of five on the part of the House and three on the part of the Senate be appointed to visit said convention, that they may consult with the large number of persons engaged in the oyster industry who will be there congregated, and be thus enabled to obtain valuable information in regard to the oyster interests of the state which will be serviceable for future legislation on this subject—

Which was agreed to.

Mr. WISE moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. WISE carry the resolution to the Senate and request their concurrence.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to a concurrent resolution as follows:

Resolved, 1 (the House of Delegates concurring), That the General Assembly proceed at 1 o'clock this day to the election of county judges for the following counties and districts:

Alleghany and Craig, Amelia, Amherst, Appomattox, Augusta, Fairfax and Alexandria, Fauquier, Frederick, Gloucester, Goochland, Halifax, Isle of Wight, King William, Madison and Greene, New Kent and Charles City, Northampton, Orange, Prince Edward, Prince George and Surry, Princess Anne, Prince William, Roanoke, Rockbridge, Russell, Shenandoah, Westmoreland and Richmond, Wythe.

Resolved, 2. That in the execution of this joint order for the election of judges, nominations therefor shall be made for nine or less; when the roll shall be called in each House for the election of a judge, and when the roll shall have been called in each house for the election of nine or less judges, the presiding officer of each house shall appoint

a committee of three, which together shall constitute a joint committee to count the joint vote in each of the nine cases respectively, and report the result to their respective houses.

The SPEAKER laid the Senate concurrent resolution before the House.

The House refused to refer the resolution to a committee.

On motion of Mr. POLLARD, the resolution was amended by striking out "this day" and inserting "to-morrow."

On motion of Mr. SAUNDERS, the resolution was amended by adding, at end of the same, the following: "And this shall be the continuing order from day to day until completed."

The resolution, as amended, was agreed to.

Mr. ECHOLS moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. ECHOLS carry the resolution to the Senate and request their concurrence in the amendments of the House.

Mr. BOLEN offered the following resolution:

Resolved, That the superintendent of public printing shall have printed, as soon as possible, three hundred sheets containing the standing committees of the House, and also three hundred and fifty House manuals, in the usual form, all of which sheets and manuals he shall cause to be delivered to the clerk of the House.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. POLLARD, under a suspension of the rule, offered the following resolution:

Resolved, That the auditor of public accounts be instructed to inform this House what sum will be sufficient to satisfy the claims on file in his office which have been examined and allowed, in accordance with the act approved February 25, 1884, entitled an act to give aid to the citizens of Virginia wounded and maimed during the late war, while serving as soldiers or marines—

Which was agreed to.

Mr. FULKERSON of *Washington* offered the following resolution:

Resolved, That the superintendent of public buildings be authorized and directed to procure suitable rooms, not exceeding four in number, for the use of the various committees.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. HOGE offered the following concurrent resolution:

Resolved (the Senate concurring), That the Virginia senators and representatives in the Congress of the United States are requested to exert themselves earnestly for the passage of a law repealing the internal revenue tax on liquors and tobacco.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. HOGE moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Mr. CRISMOND offered the following joint rules in relation to the election of a senator in the Congress of the United States:

RULES

For the government of the Senate and House of Delegates when convened in Joint Assembly for the election of a Senator in Congress :

1. At the hour fixed for the meeting of the Joint Assembly the senators, accompanied by the PRESIDENT *pro tempore* of the Senate and the clerk of the Senate, shall proceed to the hall of the House of Delegates, and shall be received by the delegates standing. The SPEAKER shall vacate his chair, which shall be taken by the PRESIDENT *pro tempore* of the Senate. Appropriate seats shall be assigned to the senators by the sergeant-at-arms of the House.

2. The PRESIDENT *pro tempore* of the Senate shall be the president of the Joint Assembly. In case it shall be necessary for him to vacate the chair, his place shall be taken by the SPEAKER of the House, or, in case of his absence, by such member of the Joint Assembly as the president may designate.

3. The clerk of the House shall be the clerk of the Joint Assembly, and shall be assisted by the clerk of the Senate. He shall enter the proceedings of the Joint Assembly in the Journal of the House, and shall certify the same to the clerk of the Senate, who shall also enter them on the Journal of the Senate.

4. The sergeant-at-arms, doorkeeper, and pages of the House shall act as such for the Joint Assembly.

5. The rules of the House of Delegates, so far as applicable, shall be the rules of the Joint Assembly.

6. When the Joint Assembly first meets, as provided by the acts of Congress, the Journal of the Senate and House of Delegates for the preceding day shall be read. If, when the Journals shall be read, it shall appear that the same person shall have received a majority of the votes in each House for senator, the result shall be declared by the president.

7. If no person shall have received a majority in each House, the Joint Assembly shall then proceed to vote *viva voce* for a senator, as provided in the act of Congress; and no motion for adjournment shall be in order on any day until at least one such vote shall have been taken.

8. In calling the roll of the Joint Assembly the names of the senators shall be called first, in alphabetical order, and then the names of the delegates in like order; except that the name of the SPEAKER of the House shall be called last.

9. When the election shall be made as required, the Joint Assembly shall adjourn *sine die*, and the result shall be certified by the president and clerk of the Joint Assembly to the governor.

10. If no election shall be made, the Joint Assembly, when it adjourns, shall adjourn to meet at 12 o'clock meridian on the succeeding day.

11. If, when the Joint Assembly meets, it shall be ascertained that a majority of each House is not present, the Joint Assembly may take

measures to secure the attendance of absentees, or adjourn until the succeeding day, as a majority of them present may determine.

12. When the Joint Assembly adjourns, the senators, accompanied by the PRESIDENT *pro tempore* of the Senate and clerk of the Senate, shall return to their chamber. The SPEAKER of the House shall resume the chair, and the business of the House shall be proceeded with in the same order as when it was interrupted by the entrance of the senators.

The House refused to refer the joint rules to a committee.

The joint rules were agreed to.

Mr. CRISMOND moved to reconsider the vote by which the joint rules were agreed to; which motion was rejected.

Mr. FULKERSON of *Washington* presented the petition of C. L. Finch, contesting the seat of J. R. Jones, of the county of Mecklenburg; which was referred to the committee of privileges and elections.

On motion of Mr. FULKERSON of *Washington*, the petition and all papers connected with the case were ordered to be printed.

The following were presented and referred under rule 37:

By Mr. OGLESBY: A bill to authorize a loan of muskets to the Wytheville academy. Referred to the committee on militia and police.

By Mr. STARKE: A bill to incorporate the trustees of the Baptist ministers' relief fund of Virginia. Referred to the committee on propositions and grievances.

By Mr. BUCHANAN: A bill to provide for a new judicial circuit, and to alter the fifteenth and sixteenth circuits. Referred to the committee for courts of justice.

By Mr. CURRETT: A bill to abolish pound-net fishing in the rivers of Virginia for five years. Referred to the committee on the Chesapeake and its tributaries.

By Mr. CHICHESTER: A bill for the relief of Matilda T. Holcombe. Referred to the committee on finance.

By Mr. O'BANNON: A bill to re-enact section 9 of an act approved February 21, 1882, entitled an act to incorporate the Fauquier and Rappahannock railroad company, as amended by an act in force January 28, 1884. Referred to the committee on roads and internal navigation.

By Mr. SMITH: A bill to amend and re-enact section 3 of chapter 514 of Acts of 1883-'4, entitled an act to amend an act approved March 9, 1880, respecting wild game. Referred to the committee on propositions and grievances.

By Mr. JOHNSON: A bill to amend and re-enact an act entitled an act to amend and re-enact the final section of an act entitled an act for the protection of game, approved March 9, 1880. Referred to the committee on propositions and grievances.

By Mr. WESCOTT: A bill to allow Ezra K. Young, Warren H. Young, and Milton Young to erect a wharf at Franklin City, Acco-

mac county, for the purpose of shipping oysters. Referred to the committee on roads and internal navigation.

By Mr. BOLEN: A joint resolution for the relief of the tax-payers of this commonwealth. Referred to the committee on finance.

By Mr. CRISMOND: A bill to incorporate the Grange camp association of Northern Virginia. Referred to the committee on agriculture and mining.

By Mr. LOCKETT: A bill to provide artificial limbs for citizens of the state who lost limbs during the late war. Referred to the committee on finance.

On motion of Mr. HAY, the House adjourned until to-morrow at 12 o'clock M.

THURSDAY, DECEMBER 10, 1885.

Prayer by Rev. Dr. George Cooper, of the First Baptist church.

The Journal was read by the clerk.

A communication from the Senate, by their clerk, was read as follows:

In Senate, December 9, 1885.

The Senate have passed Senate bill entitled an act to empower the board of supervisors of Hanover county to give additional compensation to Judge J. D. Foster, No. 3; and Senate bill entitled an act to release lot No. 374, in the plan of Sidney, from taxes reported delinquent, No. 8.

In which bills they respectfully request the concurrence of the House of Delegates.

No. 3. Senate bill, was read twice and referred to the committee on counties, cities and towns.

No. 8. Senate bill, was read twice and referred to the committee on finance.

No. 2. House joint resolution for the relief of the tax-payers of this commonwealth, reported from the committee on finance, was read a first time.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to the amendments of the House to Senate joint resolution providing for the election of certain county judges.

The SPEAKER laid before the House a communication from the auditor of public accounts, in response to a resolution of the House, in relation to the sum that will be sufficient to satisfy the claims allowed, in accordance with the act approved February 25, 1884, entitled an act to give aid to the citizens of Virginia wounded and maimed during the late war while serving as soldiers and marines, as follows—

COMMONWEALTH OF VIRGINIA,
OFFICE OF THE AUDITOR OF PUBLIC ACCOUNTS,
RICHMOND, December 10, 1885.

Hon. CHARLES E. STUART,

Speaker of the House of Delegates:

SIR:

A resolution of your honorable body, of the 9th inst., is as follows—to wit:

Resolved, That the auditor of public accounts be instructed to inform this House what sum will be sufficient to satisfy the claims on file in his office which have been examined and allowed, in accordance with the act approved February 25, 1884, entitled an act to give aid to the citizens of Virginia wounded and maimed during the late war while serving as soldiers or marines."

In response to this resolution, I have to report that the claims which have been examined and allowed under the act referred to, but which remain unpaid, number 1,148, and that it will require \$68,880 to satisfy them.

Very respectfully,

MORTON MARYE,
Auditor of Public Accounts.

Which was referred to the committee on finance.

Mr. HURT offered the following resolution:

Whereas Judge James C. McBroom, of the county of Russell, was elected judge of said county for a full term, which term will not expire during the existence of this legislature: therefore,

Resolved, That it is improper for this legislature to elect a judge for the county of Russell, and that all action thereto be indefinitely postponed, and that this matter be referred to the committee for courts of justice.

The House referred the resolution to the committee for courts of justice.

A message was received from the Senate by Mr. JONES, who informed the House that the Senate had agreed to a concurrent resolution as follows:

Resolved (the House of Delegates concurring), That the two houses of the General Assembly will proceed on Friday, the 11th day of December, 1885, at 1 o'clock, to elect an auditor of public accounts, second auditor, treasurer, secretary of the commonwealth, register of the land office, superintendent of public printing, and superintendent of the penitentiary; and this shall be the order and continuing order until completed.

The SPEAKER laid the resolution before the House.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. MUNFORD moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. MUNFORD inform the Senate that the House had agreed to the resolution.

A message was received from the Senate by Mr. DIGGS, who informed the House that the Senate had agreed to House joint resolution fixing the time for the election of a senator in the Congress of the United States, and also had agreed to the House joint rules for the government of the Senate and House of Delegates when convened in joint assembly for the election of a senator in Congress.

Mr. HARRIS presented certain papers connected with the contested election case of Finch against Jones, of the county of Mecklenburg.

On motion of Mr. BLACK, leave of absence was granted Mr. Sullivan, doorkeeper, for four days.

The following were presented and referred under rule 37:

By Mr. MUNFORD: A bill to substitute a board of railroad commissioners for the present railroad commissioner of the state, and defining the duties and powers of such board, and repealing the act of March 31, 1877, in reference to said commissioner. Referred to the committee on roads and internal navigation.

By Mr. HAY: A bill to amend section 23 of an act entitled an act to amend and re-enact an act entitled an act prescribing the duties, powers, liabilities and compensation of district officers, approved April 1, 1879, in relation to the compensation of supervisors. Referred to the committee on counties, cities and towns.

By Mr. RYAN: A bill to amend and re-enact section 107 of an act entitled an act to provide for the assessment of taxes on persons, property, &c. Referred to the committee on finance.

By Mr. MUNFORD: A bill to amend and re-enact section 2 of chapter 3 of the act approved March 14, 1878, in relation to breaking and entering any horse car, freight car, or passenger car. Referred to the committee for courts of justice.

By Mr. HARRIS: A bill to incorporate the Grand Lodge of the Grand United Order of Knights of King Solomon. Referred to the committee on propositions and grievances.

By Mr. MUNFORD: A bill to amend and re-enact section 1 of chapter 170 of the Code of 1873, as amended by section 1 of an act approved January 14, 1879, as amended by section 1 of an act approved March 7, 1884, in relation to the removal of causes pending in one court to another. Referred to the committee for courts of justice.

By Mr. MUNFORD: A bill to amend and re-enact section 4 of an act entitled an act appropriating the public revenue for the fiscal year 1884 and 1885, approved March 15, 1884, as amended and re-enacted by an act approved August 25, 1884, in relation to the purchase of Riddleberger bonds by the board of sinking fund commissioners. Referred to the committee on finance.

By Mr. MUNFORD: A bill appropriating \$60,000 to pay the claims allowed disabled soldiers and marines, under act approved February 25, 1884. Referred to the committee on finance.

By Mr. POLLARD:

Resolved, That the committee on finance be instructed to report a joint resolution ordering the publication of the names of all parties who now sue, or shall hereafter sue, to enforce the payment of their taxes in tax-receivable coupons, in whole or in part, together with the names of the counsel in all such cases, and the amount thus sought to be paid into the treasury.

By Mr. POWELL: A bill to provide for bringing suit against receivers. Referred to the committee for courts of justice.

The hour of 1 o'clock P. M. having arrived, being the hour fixed for the execution of the joint order which has for its object the election of certain county judges—

Ordered, That Mr. PATTON inform the Senate that the House is ready on its part to proceed to the execution of the joint order.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate is ready on its part to proceed to the execution of the joint order.

Mr. HUFFMAN nominated P. V. Jones for judge of the county courts of Alleghany and Craig.

Ordered, That Mr. HUFFMAN inform the Senate that P. V. Jones is the only person in nomination before the House.

A message was received from the Senate by Mr. JONES, who informed the House that P. V. Jones and John A. J. Lee are in nomination before the Senate.

The roll was called with the following result :

For P. V. Jones,	-	-	-	-	64
John A. J. Lee,	-	-	-	-	23

The vote was recorded as follows :

For P. V. JONES—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—64.

For JOHN A. J. LEE—Messrs. Acker, Addington, Bandy, Borum, Curlett, Faulcon, Gills, Harris, Hylton, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Matthews, Mauck, Nance, Ruggles, Southworth, Turner, Webb, and Wise—23.

Mr. MILLER nominated F. R. Farrar for judge of the county court of Amelia.

Ordered, That Mr. MILLER inform the Senate that F. R. Farrar is the only person in nomination before the House.

A message was received from the Senate by Mr. DIGGS, who informed the House that F. R. Farrar is the only person in nomination before the Senate.

The roll was called with the following result :

For F. R. Farrar,	-	-	-	-	69
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The vote was recorded as follows :

For F. R. FARRAR—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Gills, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Miller,

Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Waddill, Wescott, and Wilkins—69.

Mr. LOVING nominated William Dillard for judge of the county court of Amherst.

Ordered, That Mr. STARKE inform the Senate that William Dillard is the only person in nomination before the House.

A message was received from the Senate by Mr. BERRY, who informed the House that William Dillard is the only person in nomination before the Senate.

The roll was called with the following result :

For William Dillard, - - - - 63

The vote was recorded as follows :

For WILLIAM DILLARD—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Munford, Noblin, O'Bannon, Patton, Payne, Peters, Pollard, Porter, Reid, Rice, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—63.

Mr. POWELL nominated H. T. Parish for judge of the county court of Appomattox.

Ordered, That Mr. POWELL inform the Senate that H. T. Parish is the only person in nomination before the House.

A message was received from the Senate by Mr. PETTIT, who informed the House that H. T. Parish is the only person in nomination before the Senate.

The roll was called with the following result :

For H. T. Parish, - - - - 64

The vote was recorded as follows :

For H. T. PARISH—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Mallory, Miller, Munford, Noblin, O'Bannon, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—64.

Mr. ECHOLS nominated John W. Stout for judge of the county court of Augusta.

Ordered, That Mr. ECHOLS inform the Senate that John W. Stout is the only person in nomination before the House.

A message was received from the Senate by Mr. KOINER, who in-

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formed the House that John W. Stout is the only person in nomination before the Senate.

The roll was called with the following result :

For John W. Stout,	-	-	-	59
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The vote was recorded as follows :

For JOHN W. STOUT—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Mallory, Miller, Munford, Noblin, O'Bannon, Patton, Payne, Peters, Pollard, Porter, Rice, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—59.

Mr. STUART nominated D. M. Chichester for judge of the county courts of Alexandria and Fairfax.

Mr. MALLORY nominated James Sangster.

Ordered, That Mr. ECHOLS inform the Senate that D. M. Chichester and James Sangster are the only persons in nomination before the House.

A message was received from the Senate by Mr. MEREDITH, who informed the House that D. M. Chichester and James Sangster are the only persons in nomination before the Senate.

The roll was called with the following result :

For D. M. Chichester,	-	-	-	64
James Sangster,	-	-	-	22

The vote was recorded as follows :

For D. M. CHICHESTER—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—64.

For JAMES SANGSTER—Messrs. Acker, Addington, Bandy, Borum, Curlett, Faulcon, Gills, Hurt, Hylton, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mauck, Moss, Nance, Southworth, Turner, Waddill, Webb, and Wise—22.

Mr. PAYNE nominated E. M. Spilman for judge of the county court of Fauquier.

Ordered, That Mr. PAYNE inform the Senate that E. M. Spilman is the only person in nomination before the House.

A message was received from the Senate by Mr. HEATON, who informed the House that E. M. Spilman is the only person in nomination before the Senate.

The roll was called with the following result :

For E. M. Spilman, - - -

62

The vote was recorded as follows :

For E. M. SPILMAN—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Munford, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Westcott, and Wilkins—62.

Mr. TAVENNER nominated William L. Clark for judge of the county court of Frederick.

Ordered, That Mr. TAVENNER inform the Senate that William L. Clark is the only person in nomination before the House.

A message was received from the Senate by Mr. McCORMICK, who informed the House that William L. Clark is the only person in nomination before the Senate.

The roll was called with the following result :

For William L. Clark, - - -

62

The vote was recorded as follows :

For WILLIAM L. CLARK—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, L. D. Fulkerson, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Westcott, and Wilkins—62.

Mr. TALIAFERRO nominated Warner T. Jones for judge of the county court of Gloucester.

Mr. SOUTHWORTH nominated Fielding L. Taylor.

Ordered, That Mr. TALIAFERRO inform the Senate that Warner T. Jones and Fielding L. Taylor are in nomination before the House.

A message was received from the Senate by Mr. STUBBS, who informed the House that Warner T. Jones and Fielding L. Taylor are in nomination before the Senate.

The roll was called with the following result :

For Warner T. Jones, - - -

61

Fielding L. Taylor, - - -

25

The vote was recorded as follows :

For WARNER T. JONES—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, Goad,

Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Saunders, Sebrell, Shields, Starke, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—61.

For FIELDING L. TAYLOR—Messrs. Acker, Addington, Bandy, Bolling, Borum, Curlett, Faulcon, Gills, Hurt, Hylton, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Moss, Nance, Southworth, Turner, Waddill, Webb, and Wise—25.

The SPEAKER appointed MESSRS. TALIAFERRO, TERRY and SOUTHWORTH the committee, on the part of the House, to count and report the joint vote.

The committee subsequently, by their chairman, reported as follows:

For county judge of Alleghany and Craig:

Whole number of votes cast,	-	-	120
Necessary to a choice,	-	-	61
P. V. Jones received	-	-	91
John A. J. Lee	-	-	29

For county judge of Amelia:

Whole number of votes cast,	-	-	100
Necessary to a choice,	-	-	51
F. R. Farrar received	-	-	100

For county judge of Amherst:

Whole number of votes cast,	-	-	96
Necessary to a choice,	-	-	49
William Dillard received	-	-	96

For county judge of Appomattox:

Whole number of votes cast,	-	-	96
Necessary to a choice,	-	-	49
H. T. Parish received	-	-	96

For county judge of Augusta:

Whole number of votes cast,	-	-	86
Necessary to a choice,	-	-	44
John W. Stout received	-	-	86

For county judge of Fairfax and Alexandria:

Whole number of votes cast,	-	-	113
Necessary to a choice,	-	-	57
D. M. Chichester,	-	-	87
James Sangster,	-	-	26

For county judge of Fauquier :

Whole number of votes cast,	-	-	89
Necessary to a choice,	-	-	45
E. M. Spilman received	-	-	89

For county judge of Frederick :

Whole number of votes cast,	-	-	92
Necessary to a choice,	-	-	47
William L. Clark received	-	-	92

For county judge of Gloucester :

Whole number of votes cast,	-	-	117
Necessary to a choice,	-	-	59
Warner T. Jones received	-	-	86
Fielding L. Taylor,	-	-	31

P. V. Jones, F. R. Farrar, William Dillard, H. T. Parish, John W. Stout, D. M. Chichester, E. M. Spilman, William L. Clark, and Warner T. Jones, having received a majority of all the votes cast, were declared duly elected county judges for the counties and districts respectively of Alleghany and Craig, Amelia, Amherst, Appomattox, Augusta, Fairfax and Alexandria, Fauquier, Frederick, and Gloucester, for the term prescribed by law.

Mr. POWELL nominated James M. Trice for county judge of Goochland.

Mr. TURNER nominated J. D. Mills.

Ordered, That Mr. POWELL inform the Senate that James M. Trice and J. D. Mills are the only persons in nomination before the House.

A message was received from the Senate by Mr. WARWICK, who informed the House that James M. Trice is the only person in nomination before the Senate.

The roll was called with the following result :

For James M. Trice,	-	-	-	63
J. D. Mills,	-	-	-	23

The vote was recorded as follows :

For JAMES M. TRICE—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Fentress, Figgatt, A. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Westcott, and Wilkins—63.

For J. D. MILLS—Messrs. Acker, Addington, Bandy, Bolling, Curlett, Faulcon, Gills,

Harris, Hurt, Hylton, Jones, W. H. Jordan, McCandlish, McClintic, Martin, Matthews, Mauck, Moss, Southworth, Turner, Waddill, Webb, and Wise—23.

Mr. NOBLIN nominated William R. Barksdale for county judge of Halifax.

Ordered, That Mr. NOBLIN inform the Senate that William R. Barksdale is the only person in nomination before the House.

A message was received from the Senate by Mr. EDMUNDS, who informed the House that William R. Barksdale is the only person in nomination before the Senate.

The roll was called with the following result :

For William R. Barksdale,	-	-	-	62
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The vote was recorded as follows :

For WILLIAM R. BARKSDALE—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—62.

Mr. CHALMERS nominated George R. Atkinson for county judge of Isle of Wight.

Mr. WADDILL nominated W. S. Holland.

Ordered, That Mr. CHALMERS inform the Senate that George R. Atkinson and W. S. Holland are the only persons in nomination before the House.

A message was received from the Senate by Mr. CAUSEY, who informed the House that George R. Atkinson is the only person in nomination before the Senate.

The roll was called with the following result :

For George R. Atkinson,	-	-	-	62
W. S. Holland,	-	-	-	23

The vote was recorded as follows :

For GEORGE R. ATKINSON—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Moss, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Peters, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—62.

For W. S. HOLLAND—Messrs. Acker, Addington, Bandy, Borum, Curlett, Faulcon, Gills, Harris, Hurt, Hylton, Jones, W. H. Jordan, McCandlish, McClintic, Martin, Matthews, Mauck, Nance, Southworth, Turner, Waddill, Webb, and Wise—23.

Mr. EASTWOOD nominated O. O. Gwathmey for county judge of King William.

Mr. SOUTHWORTH nominated John D. Foster.

Ordered, That Mr. EASTWOOD inform the Senate that O. O. Gwathmey and John D. Foster are the only persons in nomination before the House.

A message was received from the Senate by Mr. NORTON, who informed the House that O. O. Gwathmey and John D. Foster are the only persons in nomination before the Senate.

The roll was called with the following result :

For O. O. Gwathmey,	-	-	-	60
John D. Foster,	-	-	-	23

The vote was recorded as follows :

For O. O. GWATHMEY—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Porter, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—60.

For JOHN D. FOSTER—Messrs. Acker, Addington, Bandy, Bolling, Borum, Faulcon, Gills, Harris Hurt, Hylton, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mauck, Nance, Southworth, Turner, Waddill, Webb, and Wise—23.

Mr. HAY nominated F. M. McMullan for county judge of Madison and Greene.

Mr. WEBB nominated N. W. Crisler.

Ordered, That Mr. HAY inform the Senate that F. M. McMullan and N. W. Crisler are the only persons in nomination before the House.

A message was received from the Senate by Mr. TWYMAN, who informed the House that F. M. McMullan and N. W. Crisler are the only persons in nomination before the Senate.

The roll was called with the following result :

For F. M. McMullan,	-	-	-	59
N. W. Crisler,	-	-	-	23

The vote was recorded as follows :

For F. M. McMULLAN—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, Oglesby, Payne, Porter, Powell, Reil, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—59.

For N. W. CRISLER—Messrs. Acker, Addington, Bandy, Bolling, Borum, Faulcon,

Gills, Hurt, Hylton, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Nance, Southworth, Turner, Waddill, Webb, and Wise—23.

Mr. TALIAFERRO nominated Isaac H. Christian for county judge of New Kent and Charles City.

Ordered, That Mr. NANCE inform the Senate that Isaac H. Christian is the only person in nomination before the House.

A message was received from the Senate by Mr. STUBBS, who informed the House that Isaac H. Christian is the only person in nomination before the Senate.

The roll was called with the following result :

For Isaac H. Christian, - - - 69

The vote was recorded as follows :

For ISAAC H. CHRISTIAN—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Coruett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Grimsley, Hay, Holladay, Huffman, Johnson, Jones, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, McCandlish, Mathews, Mauck, Moss, Miller, Munford, Nance, Noblin, Oglesby, Payne, Porter, Powell, Reid, Roberts, Ruggles, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Waddill, Webb, Wescott, and Wilkins—69.

Mr. WILKINS nominated Hamilton S. Neale for county judge of Northampton.

Ordered, That Mr. WILKINS inform the Senate that Hamilton S. Neale is the only person in nomination before the House.

A message was received from the Senate by Mr. BLACKSTONE, who informed the House that Hamilton S. Neale is the only person in nomination before the Senate.

The roll was called with the following result :

For Hamilton S. Neale, - - - 58

The vote was recorded as follows :

For HAMILTON S. NEALE—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Carter, Chalmers, Childress, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Huffman, Hurt Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Munford, Noblin, Oglesby, Payne, Porter, Rice, Roberts, Ruggles, Ryan Saunders, Sebrell, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Waddill, Wescott, and Wilkins—58.

Mr. GRIMSLEY nominated William R. Taliaferro for county judge of Orange.

Mr. WADDILL nominated J. M. Campbell.

Ordered, That Mr. GRIMSLEY inform the Senate that William R. Taliaferro and J. M. Campbell are the only persons in nomination before the House.

A message was received from the Senate by Mr. TWYMAN, who informed the House that William R. Taliaferro and J. M. Campbell are the only persons in nomination before the Senate.

The roll was called with the following result :

For William R. Taliaferro,	-	-	-	59
J. M. Campbell,	-	-	-	20

The vote was recorded as follows :

For WILLIAM R. TALIAFERRO—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, glesby, Payne, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribbling, Taliaferro, Tavenner, Terry, Van Doran, and Wescott—59.

For J. M. CAMPBELL—Messrs. Acker, Borum, Curlett, Faulcon, Gills, Hurt, Hylton, Mallory, McCandlish, McClintic, Martin, Matthews, Mauck, Moss, Nance, Ruggles, Southworth, Turner, Waddill, and Webb—20.

Mr. DUPUY nominated J. M. Crute for county judge of Prince Edward.

Mr. WADDILL nominated James M. Jones.

Ordered, That Mr. DUPUY inform the Senate that J. M. Crute and James M. Jones are the only persons in nomination before the House.

A message was received from the Senate by Mr. PERRY, who informed the House that J. M. Crute is the only person in nomination before the Senate.

The roll was called with the following result :

For J. M. Crute,	-	-	-	55
James M. Jones,	-	-	-	10

The vote was recorded as follows :

For J. M. CRUTE—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Carter, Chichester, Cornett, Curlett, Dabney, Darst, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Gills, Goad, Grimsley, Hay, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Munford, Noblin, Payne, Porter, Powell, Rice, Roberts, Ryan, Saunders, Sebrell, Smith, Stribbling, Taliaferro, Tavenner, Terry, Van Doran, and Wescott—55.

For JAMES M. JONES—Messrs. Acker, Borum, Faulcon, Hurt, McClintic, Martin, Mauck, Waddill, Webb, and Wise—10.

The SPEAKER appointed the same committee, on the part of the House, to count and report the joint vote.

The committee subsequently, by their chairman, reported as follows :

For county judge of Goochland :

Whole number of votes cast,	-	-	114
Necessary to a choice,	-	-	58
James M. Trice received	-	-	87
J. D. Mills,	-	-	27

For county judge of Halifax :

Whole number of votes cast,	-	-	90
Necessary to a choice,	-	-	46
William R. Barksdale received	-	-	90

For county judge of Isle of Wight :

Whole number of votes cast,	-	-	111
Necessary to a choice,	-	-	56
George R. Atkinson received	-	-	88
W. S. Holland,	-	-	23

For county judge of King William :

Whole number of votes cast,	-	-	113
Necessary to a choice,	-	-	57
O. O. Gwathmey received	-	-	83
John D. Foster,	-	-	30

For county judge of Madison and Greene :

Whole number of votes cast,	-	-	112
Necessary to a choice,	-	-	57
F. M. McMullan received	-	-	82
N. W. Crisler,	-	-	30

For county judge of New Kent and Charles City :

Whole number of votes cast,	-	-	101
Necessary to a choice,	-	-	51
Isaac W. Christian received	-	-	101

For county judge of Northampton :

Whole number of votes cast,	-	-	89
Necessary to a choice,	-	-	45
Hamilton S. Neale received	-	-	89

For county judge of Orange :

Whole number of votes cast,	-	-	109
Necessary to a choice,	-	-	55
William R. Taliaferro received	-	-	83
J. M. Campbell,	-	-	26

For county judge of Prince Edward:

Whole number of votes cast,	-	-	91
Necessary to a choice,	-	-	46
J. M. Crute received	-	-	78
James M. Jones	-	-	13

James M. Trice, William R. Barksdale, George R. Atkinson, O. O. Gwathmey, F. M. McMullan, Isaac H. Christian, Hamilton S. Neale, William R. Taliaferro, and J. M. Crute, having received a majority of all the votes cast, were declared duly elected county judges for the counties and districts respectively of Goochland, Halifax, Isle of Wight, King William, Madison and Greene, New Kent and Charles City, Northampton, Orange, and Prince Edward, for the term prescribed by law.

On motion of Mr. MUNFORD, the House adjourned until to-morrow at 12 o'clock M.

FRIDAY, DECEMBER 11, 1885.

Prayer by Rev. Dr. George Cooper, of the First Baptist church.

On motion of Mr. ECHOLS, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows:

In Senate, December 10, 1885.

The Senate have passed Senate bill entitled an act to empower the trustees of the district school board of Buchanan school district, Bote-tourt county, to use surplus county public school funds belonging to said district, for the purpose of purchasing or erecting buildings for school purposes, No. 23.

In which they respectfully request the concurrence of the House of Delegates.

No. 23. Senate bill, was read twice and placed on the calendar, the rule having been suspended, on motion of Mr. FEGATT, requiring its reference to a committee.

No. 3. House bill to amend and re-enact section 11 of chapter 3 of the act approved March 14, 1878, in relation to breaking and entering any horse car, freight car, or passenger car, reported from the committee for courts of justice, was read a first time.

No. 4. House bill to re-enact section 9 of an act approved February 21, 1882, entitled an act to incorporate the Fauquier and Rappahan-nock railroad company, as amended by an act in force January 28, 1884, reported from the committee on roads and internal navigation, was read a first time.

No. 5. House bill to incorporate the Bethel cemetery company,

reported from the committee on propositions and grievances, was read a first time.

No. 6. House bill to authorize a loan of muskets to the Wytheville academy, reported from the committee on militia and police, was read a first time.

Leave of absence was granted Messrs. JONES for five days, MATTHEWS six days, KEEN three days, PETERS three days, and DUPUY two days.

The SPEAKER, by request, transferred Mr. DUPUY from the committee on federal relations and resolutions to the committee on schools and colleges, and transferred Mr. PETERS from the committee on schools and colleges to the committee on federal relations and resolutions.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to the following concurrent resolutions:

1. Resolved (the House of Delegates concurring), That the General Assembly proceed at 12½ o'clock this day to the election of county judges for the following counties and districts: Prince George and Surry, Princess Anne, Prince William, Roanoke, Rockbridge, Russell, Shenandoah, and Wythe.

2. Resolved, That in the execution of the joint order, nominations shall be made for the whole number; when the roll shall be called in each house for the election of a judge, and when the roll shall have been called for the whole number, the presiding officer of each house shall appoint a committee of three, which together shall constitute a joint committee to count the joint vote in each case and report the result to their respective houses—

In which they respectfully request the concurrence of the House.

The SPEAKER laid the resolutions before the House.

The House refused to refer the resolutions to a committee.

On motion of Mr. MUNFORD, the first resolution was amended by striking out the word "Russell."

The resolution as amended was agreed to.

Mr. MUNFORD moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. MUNFORD inform the Senate that the House has agreed to the resolutions, with an amendment; in which amendment they respectfully request the concurrence of the Senate.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to the amendment of the House.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to the following concurrent resolution:

Resolved (the House of Delegates concurring), That in the execution of the joint order for the election of state officers, nominations shall be made for the whole number; when the roll shall be called for the election of one of the officers in the order named in the joint resolu-

tion, and when the roll shall have been called for the whole number, the presiding officer of both houses shall appoint a committee of three, which together shall constitute a joint committee to count the joint vote in each case and report the result to their respective houses—
In which they respectfully request the concurrence of the House.

The SPEAKER laid the resolution before the House.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. RYAN moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. RYAN inform the Senate that the House had agreed to the resolution.

The SPEAKER laid before the House a communication from the governor, as follows:

COMMONWEALTH OF VIRGINIA,
RICHMOND, VA., December 11, 1885.

To the General Assembly:

It is my duty to communicate to you the fact that a vacancy exists in the Second judicial circuit, occasioned by the death of Hon. S. S. Weisiger.

WILLIAM E. CAMERON.

Which was referred to the committee for courts of justice.

The following were presented and referred under rule 37:

By Mr. WISE:

Resolved, That the committee on finance inquire into the expediency of reporting a bill for the extension of the time of payment of certain delinquent taxes in the county of Elizabeth City.

By Mr. HYLTON:

Whereas the term of office of Judge M. C. Dickerson, county judge of Floyd county, will not expire during the existence of this legislature,

Resolved, That the election of a judge for Floyd county be passed by, and the question of the term of office of said judge be referred to the committee for courts of justice for action and report.

By Mr. MALLORY: A bill to amend and re-enact section 33 of chapter 49 of the Code of 1873, in reference to property exempt from distress. Referred to the committee for courts of justice.

By Mr. DABNEY: A bill to amend and re-enact section 39 of chapter 167 of the Code of 1873, in relation to proof of handwriting in certain cases. Referred to the committee for courts of justice.

By Mr. STARKE: A bill to incorporate the Virginia mechanics institute and for other purposes. Referred to the committee on manufactures and mechanic arts.

By Mr. GRIMSLEY: Petition for relief of Madison Flannagan. Referred to the committee on finance.

By Mr. DABNEY: A bill to impose a fine upon railroad companies for failure or omission to fence in their tracks after due notice. Referred to the committee on roads and internal navigation.

The hour of 12½ o'clock P. M. having arrived, being the time fixed for the execution of the joint order having for its object the election of certain county judges—

Ordered, That Mr. BROWN inform the Senate that the House is ready on its part to proceed to the execution of the joint order.

A message was received from the Senate by Mr. McCORMICK, who informed the House that the Senate is ready on its part to proceed to the execution of the joint order.

Mr. LOCKETT nominated Timothy Rives for county judge of Prince George and Surry.

Ordered, That Mr. LOCKETT inform the Senate that Timothy Rives is the only person in nomination before the House.

A message was received from the Senate by Mr. JONES, who informed the House that Timothy Rives is the only person in nomination before the Senate.

The roll was called with the following result :

For Timothy Rives,	-	-	-	61
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The vote was recorded as follows :

For TIMOTHY RIVES—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Munford, Nance, Noblin, O'Bannon, Peters, Pollard, Porter, Powell, Reid, Rice, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—61.

Mr. FENTRESS nominated J. M. Keeling for county judge of Princess Anne.

Mr. MARTIN nominated E. B. Macon.

Ordered, That Mr. FENTRESS inform the Senate that J. M. Keeling and E. B. Macon are the only persons in nomination before the House.

A message was received from the Senate by Mr. DALTON, who informed the House that J. M. Keeling and E. B. Macon are the only persons in nomination before the Senate.

The roll was called with the following result :

For J. M. Keeling,	-	-	-	-	59
E. B. Macon,	-	-	-	-	23

The vote was recorded as follows :

For J. M. KEELING—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Miller, Munford, Noblin, Oglesby, Pollard, Porter, Powell, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—59.

For E. B. MACON—Messrs. Acker, Addington, Bandy, Borum, Curlett, Faulcon, Gills, Harris, Hylton, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mauck, Moss, Nance, Ruggles, Southworth, Turner, Webb, and Wise—23.

Mr. REID nominated William E. Lipscomb for county judge of Prince William.

Ordered, That Mr. REID inform the Senate that William E. Lipscomb is the only person in nomination before the House.

A message was received from the Senate by Mr. MEREDITH, who informed the House that William E. Lipscomb is the only person in nomination before the Senate.

The roll was called with the following result :

For William E. Lipscomb,	-	-	-	59
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The vote was recorded as follows :

For WILLIAM E. LIPSCOMB—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Burks, Cardwell, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Munford, Noblin, O'Bannon, Oglesby, Pollard, Porter, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—59.

Mr. HUFFMAN nominated Wingfield Griffin for county judge of Roanoke.

Mr. WISE nominated James W. Palmer.

Ordered, That Mr. HUFFMAN inform the Senate that Wingfield Griffin and James W. Palmer are in nomination before the House.

A message was received from the Senate by Mr. TROUT, who informed the House that Wingfield Griffin is the only person in nomination before the Senate.

The roll was called with the following result :

For Wingfield Griffin,	-	-	-	57
James W. Palmer,	-	-	-	18

The vote was recorded as follows :

For WINGFIELD GRIFFIN—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Powell, Reid, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—57.

For JAMES W. PALMER—Messrs. Acker, Addington, Bandy, Borum, Curlett, Faulcon, Gills, Hylton, Jones, Mallory, Martin, Mauck, Moss, Nance, Southworth, Turner, Webb, and Wise—18.

Mr. ARNOLD nominated William P. Houston for county judge of Rockbridge.

Mr. McCANDLISH nominated James T. Patton.

Ordered, That Mr. ARNOLD inform the Senate that William P. Houston and James T. Patton are in nomination before the House.

A message was received from the Senate by Mr. JONES, who informed the House that William P. Houston and James T. Patton are in nomination before the Senate.

The roll was called with the following result:

For William P. Houston,	-	-	-	54
James T. Patton,	-	-	-	19

The vote was recorded as follows:

For WILLIAM P. HOUSTON—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Cardwell, Carter, Chalmers, Chichester, Cornett, Crismond, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Huffman, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—54.

For JAMES T. PATTON—Messrs. Acker, Addington, Bandy, Bolling, Curlett, Faulcon, Gills, Hylton, Jones, McCandlish, McClintic, Martin, Mauck, Moss, Nance, Southworth, Turner, Webb, and Wise—19.

Mr. RICE nominated E. D. Newman for county judge of Shenandoah.

Mr. WEBB nominated George R. Calvert.

Ordered, That Mr. RICE inform the Senate that E. D. Newman and George R. Calvert are in nomination before the House.

A message was received from the Senate by Mr. KEEZELL, who informed the House that E. D. Newman and George R. Calvert are in nomination before the Senate.

The roll was called with the following result:

For E. D. Newman,	-	-	-	58
George R. Calvert,	-	-	-	21

The vote was recorded as follows:

For E. D. NEWMAN—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Huffman, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—58.

For GEORGE R. CALVERT—Messrs. Acker, Addington, Bandy, Bolling, Curlett, Faulcon, Gills, Harris, Hurt, Hylton, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mauck, Nance, Southworth, Webb, and Wise—21.

Mr. OGLESBY nominated G. J. Holbrook for county judge of Wythe.

Mr. WISE nominated Robert Sayers.

Ordered, That Mr. OGLESBY inform the Senate that G. J. Holbrook and Robert Sayers are in nomination before the House.

A message was received from the Senate by Mr. WILLIAMS, who informed the House that G. J. Holbrook and Robert Sayers are in nomination before the Senate.

The roll was called with the following result:

For G. J. Holbrook,	-	-	-	-	58
Robert Sayers,	-	-	-	-	20

The vote was recorded as follows:

For G. J. HOLBROOK—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Pollard, Porter, Powell, Reid, Rice Roberts, Ryan, Saunders, Sebrell, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—58.

For ROBERT SAYERS—Messrs. Acker, Addington, Bandy, Curlett, Faulcon, Gilla, Harris, Hylton, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mauck, Moss, Nance, Southworth, Turner, and Webb—20.

The SPEAKER appointed Messrs. HAY, DARST, and CURLETT the committee, on the part of the House, to count and report the joint vote.

The committee subsequently, by their chairman, reported as follows:

For county judge of Prince George and Surry:

Whole number of votes cast,	-	-	91
Necessary to a choice,	-	-	46
Timothy Rives received	-	-	91

For county judge of Princess Anne:

Whole number of votes cast,	-	-	115
Necessary to a choice,	-	-	58
J. M. Keeling received	-	-	85
E. B. Macon,	-	-	30

For county judge of Prince William:

Whole number of votes cast,	-	-	89
Necessary to a choice,	-	-	45
William E. Lipscomb received	-	-	89

For county judge of Roanoke:

Whole number of votes cast,	-	-	104
Necessary to a choice,	-	-	53
Wingfield Griffin received	-	-	81
James W. Palmer,	-	-	23

For county judge of Rockbridge:

Whole number of votes cast,	-	-	103
Necessary to a choice,	-	-	52
William P. Houston received	-	-	78
James T. Patton,	-	-	25

For county judge of Shenandoah:

Whole number of votes cast,	-	-	109
Necessary to a choice,	-	-	55
E. D. Newman received	-	-	83
George R. Calvert,	-	-	26

For county judge of Wythe:

Whole number of votes cast,	-	-	107
Necessary to a choice,	-	-	54
G. J. Holbrook received	-	-	82
Robert Sayers,	-	-	25

Timothy Rives, J. M. Keeling, William E. Lipscomb, Wingfield Griffin, William P. Houston, E. D. Newman, and G. J. Holbrook, having received a majority of the whole number of votes cast, were declared duly elected judges for the counties and districts respectively of Prince George and Surry, Princess Anne, Prince William, Roanoke, Rockbridge, Shenandoah, and Wythe, for the term prescribed by law.

The hour of 1 o'clock P. M. having arrived, being the time fixed for the election of certain state officers,

Ordered, That Mr. CARDWELL inform the Senate that the House is ready on its part to proceed to the execution of the joint order.

A message was received from the Senate by Mr. HEATON, who informed the House that the Senate is ready on its part to proceed to the execution of the joint order.

Mr. STUART nominated Morton Marye, of Alexandria city, for auditor of public accounts.

Mr. WEBB nominated S. Brown Allen, of Augusta.

Ordered, That Mr. STUART inform the Senate that Morton Marye and S. Brown Allen are in nomination before the House.

A message was received from the Senate by Mr. MEREDITH, who

informed the House that Morton Marye and S. Brown Allen are in nomination before the Senate.

The roll was called with the following result :

For Morton Marye,	-	-	-	-	54
S. Brown Allen,	-	-	-	-	20

The vote was recorded as follows :

For MORTON MARYE—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Burks, Cardwell, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, L. D. Fulkerson, Goad, Grimsley, Hay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lockett, Loving, Miller, Noblin, O'Bannon, Oglesby, Pollard, Porter, Powell, Rice, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—54.

For S. BROWN ALLEN—Messrs. Acker, Addington, Bandy, Bolling, Curlett, Faulcon, Gills, Hurt, Hylton, Jones, W. H. Jordan, McCandlish, McClintic, Martin, Mauck, Nance, Southworth, Turner, Webb, and Wise—20.

Mr. LOCKETT nominated Frank G. Ruffin, of Richmond city, for second auditor.

Mr. WISE nominated H. H. Dyson, of Nottoway.

Ordered, That Mr. LOCKETT inform the Senate that Frank G. Ruffin and H. H. Dyson are in nomination before the House.

A message was received from the Senate by Mr. KOINER, who informed the House that Frank G. Ruffin and H. H. Dyson are in nomination before the Senate.

The roll was called with the following result :

For Frank G. Ruffin,	-	-	-	-	52
H. H. Dyson,	-	-	-	-	16

The vote was recorded as follows :

For FRANK G. RUFFIN—Messrs. Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Grimsley, Hay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Noblin, Oglesby, Pollard, Porter, Rice, Ryan, Saunders, Sebrell, Shields, Starke, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—52.

For H. H. DYSON—Messrs. Acker, Addington, Bandy, Borum, Curlett, Faulcon, Gills, McCandlish, McClintic, Martin, Mauck, Nance, Southworth, Turner, Webb, and Wise—16.

Mr. ARNOLD nominated A. W. Harman, of Rockbridge, for treasurer.

Mr. McCANDLISH nominated D. R. Reveley, of Rockbridge.

Ordered, That Mr. ARNOLD inform the Senate that A. W. Harman and D. R. Reveley are in nomination before the House.

A message was received from the Senate by Mr. JONES, who in-

formed the House that A. W. Harman and D. R. Reveley are in nomination before the Senate.

The roll was called with the following result :

For A. W. Harman,	-	-	-	-	57
D. R. Reveley,	-	-	-	-	18

The vote was recorded as follows :

For A. W. HARMAN—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, Goad, Hay, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Noblin, Oglesby, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—57.

For D. R. REVELEY—Messrs. Acker, Addington, Bandy, Bolling, Borum, Curlett, Faulcon, Gills, Hylton, W. H. Jordan, McCandlish, Martin, Mauck, Nance, Southworth, Turner, Webb, and Wise—18.

Mr. DARST nominated H. W. Flournoy, of Washington, for secretary of the commonwealth.

Mr. HARRIS nominated William C. Elam, of Louisa.

Ordered, That Mr. DARST inform the Senate that H. W. Flournoy and William C. Elam are in nomination before the House.

A message was received from the Senate by Mr. EDMUNDS, who informed the House that H. W. Flournoy and William C. Elam are in nomination before the Senate.

The roll was called with the following result :

For H. W. Flournoy,	-	-	-	56
William C. Elam,	-	-	-	21

The vote was recorded as follows :

For H. W. FLOURNOY—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Miller, Noblin, Oglesby, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—56.

For WILLIAM C. ELAM—Messrs. Acker, Addington, Bandy, Bolling, Borum, Curlett, Harris, Hurt, Hylton, Jones, W. H. Jordan, McCandlish, McClintic, Martin, Mauck, Moss, Nance, Southworth, Turner, Webb, and Wise—21.

Mr. CARDWELL nominated J. A. Wingfield, of Hanover, for register of the land office.

Mr. CURLETT nominated J. M. Brockenbrough, of Richmond county.

Ordered, That Mr. CARDWELL inform the Senate that J. A. Wingfield and J. M. Brockenbrough are in nomination before the House.

A message was received from the Senate by Mr. ELLYSON, who informed the House that J. A. Wingfield and J. M. Brockenbrough are in nomination before the Senate.

The roll was called with the following result :

For J. A. Wingfield,	-	-	-	57
J. M. Brockenbrough,	-	-	-	19

The vote was recorded as follows :

For J. A. WINGFIELD—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Noblin, Oglesby, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—57.

For J. M. BROCKENBROUGH—Messrs. Acker, Addington, Bandy, Bolling, Borum, Curlett, Faulcon, Gills, Harris, Hurt, Hylton, Jones, W. H. Jordan, McCandlish, McClintic, Mauck, Nance, Webb, and Wise—19.

Mr. TALIAFERRO nominated A. R. Micou, of Essex, for superintendent of public printing.

Mr. NANCE nominated R. F. Walker, of Richmond city.

Ordered, That Mr. TALIAFERRO inform the Senate that A. R. Micou and R. F. Walker are in nomination before the House.

A message was received from the Senate by Mr. STUBBS, who informed the House that A. R. Micou and R. F. Walker are in nomination before the Senate.

The roll was called with the following result :

For A. R. Micou,	-	-	-	53
R. F. Walker,	-	-	-	17

The vote was recorded as follows :

For A. R. MICOU—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Carter, Chalmers, Childress, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Figgatt, Goad, Grimsley, Hay, Hoge, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Noblin, Oglesby, Peters, Porter, Powell, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—53.

For R. F. WALKER—Messrs. Acker, Addington, Bandy, Bolling, Borum, Faulcon, Gills, Hurt, Hylton, Jones, McCandlish, McClintic, Mauck, Nance, Southworth, Webb, and Wise—17.

Mr. KEEN nominated W. W. Moses, of Pittsylvania, for superintendent of the penitentiary.

Mr. WEBB nominated Samuel C. Williams, of Rockingham.

Ordered, That Mr. KEEN inform the Senate that W. W. Moses and Samuel C. Williams are in nomination before the House.

A message was received from the Senate by Mr. HURT, who informed the House that W. W. Moses is the only person in nomination before the Senate.

The roll was called with the following result:

For W. W. Moses,	-	-	-	58
Samuel C. Williams,	-	-	-	17

The vote was recorded as follows:

For W. W. MOSES—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Noblin, O'Bannon, Oglesby, Peters, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—58.

For SAMUEL C. WILLIAMS—Messrs. Acker, Addington, Bandy, Bolling, Borum, Faulcon, Gills, Jones, McCandlish, McClintic, Martin, Mauck, Nance, Southworth, Turner, Webb, and Wise—17.

The SPEAKER appointed Messrs. HAY, DARST, and SOUTHWORTH the committee, on the part of the House, to count and report the joint vote.

The committee subsequently, by their chairman, reported as follows:

For auditor of public accounts:

Whole number of votes cast,	-	-	105
Necessary to a choice,	-	-	53
Morton Marye received	-	-	79
S. Brown Allen,	-	-	26

For second auditor:

Whole number of votes cast,	-	-	99
Necessary to a choice,	-	-	50
Frank G. Ruffin received	-	-	77
H. H. Dyson,	-	-	22

For treasurer:

Whole number of votes cast,	-	-	106
Necessary to a choice,	-	-	54
A. W. Harman received	-	-	82
D. R. Reveley,	-	-	24

For secretary of the commonwealth :

Whole number of votes cast,	-	-	110
Necessary to a choice,	-	-	56
H. W. Flournoy received	-	-	82
William C. Elam,	-	-	28

For register of the land office :

Whole number of votes cast,	-	-	108
Necessary to a choice,	-	-	55
J. A. Wingfield received	-	-	83
J. M. Brockenbrough,	-	-	25

For superintendent of public printing :

Whole number of votes cast,	-	-	102
Necessary to a choice,	-	-	52
A. R. Micou received	-	-	80
R. F. Walker,	-	-	22

For superintendent of the penitentiary :

Whole number of votes cast,	-	-	106
Necessary to a choice,	-	-	54
W. W. Moses received	-	-	83
Samuel C. Williams,	-	-	21
William R. Terry,	-	-	2

Morton Marye, Frank G. Ruffin, A. W. Harman, H. W. Flournoy, J. A. Wingfield, A. R. Micou, and W. W. Moses, having received a majority of all the votes cast, were declared duly elected to the offices for which they were respectively nominated for the term prescribed by law.

Mr. CARDWELL moved that No. 5, House bill to incorporate the Bethel cemetery company, be read a second time this day; which was agreed to, two-thirds in the House so determining.

The bill was read a second time and ordered to be engrossed to be read a third time.

On motion of Mr. HAY, the House adjourned until to-morrow at 12 o'clock M.

SATURDAY, DECEMBER 12, 1885.

Prayer by Rev. Dr. George Cooper, of the First Baptist church.

On motion of Mr. HAY, the reading of the Journal was dispensed with.

No. 7. House bill to work and keep in repair the roads in the county of Lancaster, reported from the committee on counties, cities and towns, was read a first time.

Leave of absence was granted to Messrs. BOHANNAN for two days, MOSS two days, REID two days, and NOBLIN one day.

Mr. CURLETT offered the following resolution :

Resolved, That section 9, rule 1, be amended so as to read as follows: "A sergeant-at-arms shall be elected by the House, and shall continue in office during its pleasure. He shall have as his assistants two doorkeepers, who shall be elected by the House, and seven pages, to be appointed by the Speaker, who shall receive as compensation one-half the amount provided by law for a doorkeeper."

The House refused to refer the resolution to a committee.

Mr. ECHOLS moved to commit the resolution to the committee on rules; which motion was rejected.

The resolution was rejected, not two-thirds voting in the affirmative—yeas 39; nays 25.

On motion of Mr. ECHOLS, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Black, Bohannon, Borum, Brown, Chichester, Curlett, Faulcon, Fentress, Figgatt, Gills, Hay, Hoge, Huffman, Hylton, Johnson, W. H. Jordan, W. I. Jordan, Lawson, Loving, McCandlish, McClintic, Miller, Noblin, Oglesby, Patton, Powell, Rice, Roberts, Ryan, Shields, Starke, Taliaferro, Terry, Webb, and Wise—39.

NAYS—Messrs. Speaker, Bolen, Buchanan, Chalmers, Childress, Cornett, Crismond, Dabney, Dickenson, Echols, A. Fulkerson, Holladay, F. Jordan, Leftwich, Lightner, Lockett, Martin, Mauck, Saunders, Southworth, Stribling, Tavenner, Turner, Van Doran, and Wescott—25.

Mr. STUART entered a motion to reconsider the vote by which the resolution was rejected.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to concurrent resolutions as follow :

1. Resolved (the House of Delegates concurring), That the General Assembly proceed at 12½ o'clock to-day to the election of a judge for the corporation court of the city of Manchester, and of county judges for the following counties and districts: Bland and Giles, Buchanan and Dickenson, Campbell, Fluvanna, Grayson, Henrico, Montgomery, Nottoway, Rappahannock, Rockingham, Scott, Southampton, Spotsylvania, and Sussex.

2. Resolved, That in the execution of this joint order, nominations shall be made for the whole number; when the roll shall be called in

each house for the election of a judge, and when the roll shall have been called for the whole number, the presiding officer of each house shall appoint a committee of three, which together shall constitute a joint committee to count the joint vote in each case and report the result to their respective houses—

In which they respectfully request the concurrence of the House.

The SPEAKER laid the resolutions before the House.

The House refused to refer the resolutions to a committee.

The resolutions were agreed to.

Mr. FIGGATT moved to reconsider the vote by which the resolutions were agreed to; which motion was rejected.

Ordered, That Mr. RYAN inform the Senate that the House had agreed to the resolutions.

The following were presented and referred under rule 37:

By Mr. CHICHESTER: A bill to relieve the political disabilities of S. R. Donohue and others. Referred to the committee for courts of justice.

By Mr. NOBLIN: A bill to amend and re-enact an act approved March 10, 1884, entitled an act to amend an act approved January 18, 1884, entitled an act to incorporate the Lynchburg, Halifax and North Carolina railroad company. Referred to the committee on roads and internal navigation.

By Mr. GOAD: A bill to amend section 3 of an act approved March 18, 1884, to amend an act approved March 9, 1881, respecting wild game. Referred to the committee on propositions and grievances.

By Mr. CHILDRESS: A bill to incorporate the Powell's river academy. Referred to the committee on schools and colleges.

By Mr. OGLESBY: A bill to incorporate the Wythe and Speedwell mining and manufacturing company. Referred to the committee on propositions and grievances.

By Mr. RYAN: A bill to amend an act respecting wild game, approved March 18, 1884. Referred to the committee on propositions and grievances.

By Mr. STUART: A resolution that the committee for courts of justice inquire into the constitutionality of an act to repeal an act creating the corporation court of the city of Alexandria.

The morning hour having expired, the House proceeded to the consideration of business on the calendar.

No. 23. Senate bill entitled an act to empower the trustees of the district school board of Buchanan school district, Botetourt county, to use surplus county public school funds belonging to said district for the purpose of purchasing or erecting buildings for school purposes, was read a third time and passed.

Mr. FIGGATT moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 5. House engrossed bill to incorporate the Bethel cemetery company, was read a third time and passed.

Mr. TERRY moved to reconsider the vote by which the bill was passed; which motion was rejected.

Ordered, That Mr. HAY carry the bill to the Senate and request their concurrence.

No. 2. House joint resolution for the relief of the tax-payers of this commonwealth, was, on motion of Mr. MARTIN, passed by.

The hour of 12½ o'clock P. M. having arrived,

Ordered, That Mr. CARDWELL inform the Senate that the House is ready on its part to proceed to the execution of the joint order.

A message was received from the Senate by Mr. BLACKSTONE, who informed the House that the Senate is ready on its part to proceed to the execution of the joint order.

Mr. MILLER nominated John H. Ingram for city judge of Manchester.

Mr. WADDILL nominated S. Bassett French.

Ordered, That Mr. MILLER inform the Senate that John H. Ingram and S. Bassett French are in nomination before the House.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that John H. Ingram is in nomination before the Senate.

The roll was called with the following result :

For John H. Ingram,	-	-	55
S. Bassett French,	-	-	19

The vote was recorded as follows :

For JOHN H. INGRAM—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Noblin, Patton, Powell, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—55.

For S. BASSETT FRENCH—Messrs. Acker, Addington, Bandy, Borum, Curlett, Faulcon, Gills, Hurt, W. H. Jordan, McCandlish, McClintic, Martin, Mauck, Nance, Southworth, Turner, Waddill, Webb, and Wise—19.

Mr. ROBERTS nominated A. R. HEFLIN for county judge for Bland and Giles.

Mr. WISE nominated Robert Wiley.

Ordered, That Mr. ROBERTS inform the Senate that A. R. Heflin and Robert Wiley are in nomination before the House.

A message was received from the Senate by Mr. WILLIAMS, who informed the House that A. R. Heflin and Robert Wiley are in nomination before the Senate.

The roll was called with the following result :

For A. R. Heflin,	-	-	-	53
Robert Wiley,	-	-	-	20

The vote was recorded as follows :

For A. R. HEFLIN—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Cardwell, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Noblin, Oglesby, Powell, Rice, Roberts, Kyan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—53.

For ROBERT WILEY—Messrs. Acker, Bandy, Borum, Curlett, Faulcon, Gills, Harris, Hylton, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mauck, Nance, Southworth, Turner, Waddill, Webb, and Wise—20.

Mr. CHILDRESS nominated W. A. Ayers for county judge for Buchanan and Dickenson.

Mr. McCANDLISH nominated Henry H. Jones.

Ordered, That Mr. CHILDRESS inform the Senate that W. A. Ayers and Henry H. Jones are in nomination before the House.

A message was received from the Senate by Mr. FLANARY, who informed the House that W. A. Ayres and Henry H. Jones are in nomination before the Senate.

The roll was called with the following result :

For W. A. Ayers,	-	-	-	-	55
Henry H. Jones,	-	-	-	-	15

The vote was recorded as follows :

For W. A. AYERS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Noblin, Oglesby, Powell, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—55.

For HENRY H. JONES—Messrs. Acker, Addington, Bandy, Faulcon, Harris, Hylton, Mallory, McCandlish, McClintic, Mauck, Southworth, Turner, Waddill, Webb, and Wise—15.

Mr. LAWSON nominated R. H. Ward for county judge of Campbell.

Ordered, That Mr. LAWSON inform the Senate that R. H. Ward is in nomination before the House.

A message was received from the Senate by Mr. DROGS, who informed the House that R. H. Ward is in nomination before the Senate.

The roll was called with the following result :

For R. H. Ward,	-	-	-	-	58
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The vote was recorded as follows :

For R. H. WARD—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson,

L. D. Fulkerson, Goad, Hay, Hoge, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Noblin, Oglesby, Patton, Powell, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Webb, Wescott, and Wilkins—68.

Mr. POWELL nominated A. E. King for county judge of Fluvanna.

Mr. CURLETT nominated W. D. Haden.

Ordered, That Mr. POWELL inform the Senate that A. E. King and W. D. Haden are in nomination before the House.

A message was received from the Senate by Mr. PETTIT, who informed the House that A. E. King and W. D. Haden are in nomination before the Senate.

The roll was called with the following result:

For A. E. King,	-	-	-	-	54
W. D. Haden,	-	-	-	-	16

The vote was recorded as follows:

For A. E. KING—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Noblin, Oglesby, Patton, Powell, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—54.

For W. D. HADEN—Messrs. Acker, Addington, Bandy, Curlett, Faulcon, Gills, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mauck, Southworth, Turner, Waddill, and Webb—16.

Mr. CORNETT nominated Robert C. Jackson for county judge of Grayson.

Mr. MCCANDLISH nominated George W. Cornett.

Ordered, That Mr. CORNETT inform the Senate that Robert C. Jackson and George W. Cornett are in nomination before the House.

A message was received from the Senate by Mr. COLTRANE, who informed the House that Robert C. Jackson is in nomination before the Senate.

The roll was called with the following result:

For Robert C. Jackson,	-	-	-	48
George W. Cornett,	-	-	-	17

The vote was recorded as follows:

For ROBERT C. JACKSON—Messrs. Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Miller, Noblin, Oglesby, Powell, Rice, Roberts, Saunders, Sebrell, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—48.

For GEORGE W. CORNETT—Messrs. Acker, Addington, Bandy, Faulcon, Harris, Hurt, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mauck, Nance, Southworth, Turner, Waddill, and Webb—17.

Mr. MILLER nominated E. C. Minor for county judge of Henrico.

Ordered, That Mr. WADDILL inform the Senate that E. C. Minor is in nomination before the House.

A message was received from the Senate by Mr. ELLYSON, who informed the House that E. C. Minor is in nomination before the Senate.

The roll was called with the following result :

For E. C. Minor,	-	-	-	55
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The vote was recorded as follows :

For E. C. MINOR—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Mallory, Miller, Nance, Noblin, Oglesby, Patton, Powell, Rice, Ryan, Saunders, Sebrell, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Waddill, Wescott, and Wilkins—55.

Mr. BLACK nominated George G. Junkin for county judge of Montgomery.

Ordered, That Mr. BLACK inform the Senate that George G. Junkin is in nomination before the House.

A message was received from the Senate by Mr. TROUT, who informed the House that George G. Junkin is in nomination before the Senate.

The roll was called with the following result :

For George G. Junkin,	-	-	-	53
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The vote was recorded as follows :

For GEORGE G. JUNKIN—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Mallory, Miller, Noblin, Oglesby, Patton, Rice, Roberts, Ryan, Saunders, Sebrell, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—53.

Mr. PATTON nominated W. H. Mann for county judge of Nottoway.

Mr. GILLS nominated John H. Morton.

Ordered, That Mr. PATTON inform the Senate that W. H. Mann and John H. Morton are in nomination before the House.

A message was received from the Senate by Mr. KEEZELL, who informed the House that W. H. Mann and John H. Morton are in nomination before the Senate.

The roll was called with the following result :

For W. H. Mann,	-	-	-	51
John H. Morton,	-	-	-	15

The vote was recorded as follows :

For W. H. MANN—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Mallory, Miller, Noblin, Oglesby, Patton, Powell, Rice, Roberts, Ryan, Saunders, Sebrell, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—51.

For JOHN H. MORTON—Messrs. Acker, Addington, Bandy, Borum, Faulcon, Gills, Harris, W. H. Jordan, McCandlish, McClintic, Mauck, Southworth, Turner, Waddill, and Webb—15.

Mr. HAY nominated James F. Strother for county judge of Rappahannock.

Ordered, That Mr. HAY inform the Senate that James F. Strother is in nomination before the House.

A message was received from the Senate by Mr. HEATON, who informed the House that James F. Strother is in nomination before the Senate.

The roll was called with the following result :

For James F. Strother,	-	-	-	52
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The vote was recorded as follows :

For JAMES F. STROTHER—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Mallory, Miller, Noblin, Oglesby, Patton, Powell, Rice, Ryan, Saunders, Sebrell, Starke, Stribling, Tavenner, Terry, Van Doran, Wescott, and Wilkins—52.

Mr. HAY nominated George G. Grattan for county judge of Rockingham.

Mr. ACKER nominated Stuart F. Lindsay.

Ordered, That Mr. HAY inform the Senate that George G. Grattan and Stuart F. Lindsay are in nomination before the House.

A message was received from the Senate by Mr. KEEZELL, who informed the House that George G. Grattan and Stuart F. Lindsay are in nomination before the Senate.

The roll was called with the following result :

For George G. Grattan,	-	-	-	52
Stuart F. Lindsay,	-	-	-	16

The vote was recorded as follows :

For GEORGE G. GRATTAN—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, C. F. Jordan, W. I. Jordan,

Lawson, Leftwich, Lightner, Loving, Miller, Noblin, Oglesby, Patton, Powell, Rice, Ryan, Saunders, Sebrell, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Westcott, and Wilkins—52.

For STUART F. LINDSAY—Messrs. Acker, Addington, Bandy, Borum, Gills, Hurt, W. H. Jordan, Mallory, McCandlish, McClintic, Mauck, Nance, Southworth, Turner, Waddill, and Webb—16.

Mr. FULKERSON of *Washington* nominated J. B. Richmond for county judge of Scott.

Mr. ADDINGTON nominated M. B. Wood.

Ordered, That Mr. FULKERSON of *Washington* inform the Senate that J. B. Richmond and M. B. Wood are in nomination before the House.

A message was received from the Senate by Mr. McDONALD, who informed the House that J. B. Richmond and M. B. Wood are in nomination before the Senate.

The roll was called with the following result :

For J. B. Richmond,	-	-	-	-	50
M. B. Wood,	-	-	-	-	16

The vote was recorded as follows :

For J. B. RICHMOND—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Huffman, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Miller, Noblin, Oglesby, Patton, Rice, Roberts, Ryan, Saunders, Sebrell, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Westcott, and Wilkins—50.

For M. B. WOOD—Messrs. Acker, Addington, Bandy, Borum, Gills, Harris, W. H. Jordan, Mallory, McCandlish, McClintic, Mauck, Nance, Southworth, Turner, Waddill, and Webb—16.

Mr. SEBRELL nominated E. C. Barrett for county judge of Southampton.

Mr. McCANDLISH nominated John W. Sebrell.

Ordered, That Mr. SEBRELL inform the Senate that E. C. Barrett and John W. Sebrell are in nomination before the House.

A message was received from the Senate by Mr. McDONALD who informed the House that E. C. Barrett and John W. Sebrell are in nomination before the Senate.

The roll was called with the following result :

For E. C. Barrett,	-	-	-	-	51
John W. Sebrell,	-	-	-	-	15

The vote was recorded as follows :

For E. C. BARRETT—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Buchanan, Cardwell, Carter, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad,

Hay, Hoge, Holladay, Huffman, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Miller, Noblin, Oglesby, Patton, Powell, Rice, Roberts, Ryan, Saunders, Sebrell, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—51.

For JOHN W. SEBRELL—Messrs. Acker, Addington, Bandy, Borum, Gills, Harris, Hurt, W. H. Jordan, Mallory, McCandlish, McClintic, Mauck, Southworth, Turner, and Waddill—15.

Mr. CRISMOND nominated R. E. Waller for county judge of Spotsylvania.

Ordered, That Mr. CRISMOND inform the Senate that R. E. Waller is in nomination before the House.

A message was received from the Senate by Mr. STUBBS, who informed the House that R. E. Waller is in nomination before the Senate.

The roll was called with the following result :

For R. E. Waller,	-	-	-	-	52
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The vote was recorded as follows :

For R. E. WALLER—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Miller, Noblin, Oglesby, Patton, Powell, Rice, Roberts, Ryan, Saunders, Sebrell, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—52.

Mr. CRISMOND nominated J. H. Shelton for county judge of Sussex.

Mr. JORDAN of *Petersburg* nominated R. W. Arnold.

Ordered, That Mr. CRISMOND inform the Senate that J. H. Shelton and R. W. Arnold are in nomination before the House.

A message was received from the Senate by Mr. REM, who informed the House that J. H. Shelton and R. W. Arnold are in nomination before the Senate.

The roll was called with the following result :

For J. H. Shelton,	-	-	-	-	51
R. W. Arnold,	-	-	-	-	12

The vote was recorded as follows :

For J. H. SHELTON—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Miller, Noblin, Oglesby, Patton, Powell, Rice, Roberts, Ryan, Saunders, Sebrell, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—51.

For R. W. ARNOLD—Messrs. Curlett, Gills, Harris, W. H. Jordan, Mallory, McCandlish, McClintic, Mauck, Nance, Southworth, Turner, and Waddill—12.

The SPEAKER appointed Messrs. ARNOLD, BUCHANAN, and SOUTHWORTH the committee, on the part of the House, to count and report the joint vote.

The committee subsequently, by their chairman, reported as follows:

For city judge of Manchester:

Whole number of votes cast,	-	-	97
Necessary to a choice,	-	-	49
John H. Ingram received	-	-	75
S. Bassett French,	-	-	22

For county judge for Bland and Giles:

Whole number of votes cast,	-	-	96
Necessary to a choice,	-	-	49
A. R. Heflin received	-	-	73
Robert Wiley,	-	-	23

For county judge for Buchanan and Dickenson:

Whole number of votes cast,	-	-	94
Necessary to a choice,	-	-	48
W. A. Ayers received	-	-	76
Henry H. Jones,	-	-	18

For county judge of Campbell:

Whole number of votes cast,	-	-	81
Necessary to a choice,	-	-	41
R. H. Ward received	-	-	81

For county judge of Fluvanna:

Whole number of votes cast,	-	-	95
Necessary to a choice,	-	-	48
A. E. King received	-	-	76
W. D. Haden,	-	-	19

For county judge of Grayson:

Whole number of votes cast,	-	-	89
Necessary to a choice,	-	-	45
Robert C. Jackson received	-	-	70
George W. Cornett,	-	-	19

For county judge of Henrico:

Whole number of votes cast,	-	-	77
Necessary to a choice,	-	-	39
E. C. Minor received	-	-	77

For county judge of Montgomery:

Whole number of votes cast,	-	-	76
Necessary to a choice,	-	-	39
George G. Junkin received	-	-	76

For county judge of Nottoway:

Whole number of votes cast,	-	-	88
Necessary to a choice,	-	-	45
W. H. Mann received	-	-	70
John H. Morton,	-	-	18

For county judge of Rappahannock:

Whole number of votes cast,	-	-	74
Necessary to a choice,	-	-	38
J. F. Strother received	-	-	74

For county judge of Rockingham:

Whole number of votes cast,	-	-	93
Necessary to a choice,	-	-	47
George G. Grattan received	-	-	74
Stuart F. Lindsay,	-	-	19

For county judge of Scott:

Whole number of votes cast,	-	-	90
Necessary to a choice,	-	-	46
J. B. Richmond received	-	-	71
M. B. Wood,	-	-	19

For county judge of Southampton:

Whole number of votes cast,	-	-	89
Necessary to a choice,	-	-	45
E. C. Barrett received	-	-	72
John W. Sebrell,	-	-	17

For county judge of Spotsylvania:

Whole number of votes cast,	-	-	75
Necessary to a choice,	-	-	38
R. E. Waller received	-	-	75

For county judge of Sussex:

Whole number of votes cast,	-	-	86
Necessary to a choice,	-	-	44
J. H. Shelton received	-	-	71
R. W. Arnold,	-	-	15

John H. Ingram having received a majority of all the votes cast, was declared duly elected city judge of Manchester for the term prescribed by law.

A. R. Heflin, W. A. Ayers, R. H. Ward, A. E. King, Robert C. Jackson, E. C. Minor, George G. Junkin, W. H. Mann, J. F. Strother, George G. Grattan, J. B. Richmond, E. C. Barrett, R. E. Waller, and J. H. Shelton, having received a majority of all the votes cast, were declared duly elected county judges for the counties and districts respectively of Bland and Giles, Buchanan and Dickenson, Campbell, Fluvanna, Grayson, Henrico, Montgomery, Nottoway, Rappahannock, Rockingham, Scott, Southampton, Spotsylvania, and Sussex, for the term prescribed by law.

On motion of Mr. RYAN, the House adjourned until Monday next at 12 o'clock M.

MONDAY, DECEMBER 14, 1885.

On motion of Mr. DARST, the reading of the Journal was dispensed with.

No. 3. Senate bill entitled an act to empower the board of supervisors of Hanover county to give additional compensation to Judge J. D. Foster, was reported from the committee on counties, cities and towns.

No. 8. House bill to amend and re-enact an act entitled an act to provide for the election and qualification of county officers, approved January —, 1884, reported from the committee on counties, cities and towns, was read a first time.

No. 9. House bill to amend section 23 of an act entitled an act to amend and re-enact an act entitled an act prescribing the duties, powers, liabilities, and compensation of district officers, approved April 1, 1879, in relation to the compensation of supervisors, reported from the committee on counties, cities and towns, with the recommendation that it do not pass, was read a first time.

No. 10. House bill to incorporate the Wythe and Speedwell mining and manufacturing company, reported from the committee on propositions and grievances, was read a first time.

The unfinished business of the morning hour being the motion entered by Mr. STUART, to reconsider the vote by which the resolution offered by Mr. CURLETT, in relation to the appointment of an additional page, was rejected, came up.

On motion of Mr. MUNFORD, the motion to reconsider was passed by.

The following were presented and referred under rule 37:

By Mr. OGLESBY: A bill authorizing the trustees of the Methodist Episcopal Church South, at Wytheville, to sell and convey their church and lot. Referred to the committee for courts of justice.

By Mr. BUCHANAN: A bill to establish boards of health and to regulate the appointment of health officers. Referred to the committee on propositions and grievances.

By Mr. TALIAFERRO: A bill to provide for making and keeping in repair the roads and bridges in the county of Gloucester. Referred to the committee on counties, cities and towns.

By Mr. BROWN: A resolution of inquiry into the time of the expiration of the term of the present judge of the county court of Nelson. Referred to the committee for courts of justice.

By Mr. PAYNE: A bill to amend and re-enact the third section of chapter 120, Code of 1873, in relation to partition. Referred to the committee for courts of justice.

Mr. RYAN offered the following resolution:

Resolved, That the committee on schools and colleges be and is hereby instructed to ascertain and report to this body what appropriation would be necessary to furnish free books to the children of this commonwealth.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. HAY offered the following resolution:

Resolved, That the Speaker of the House of Delegates be authorized to issue tickets on Tuesday, December 15th, admitting bearer to the floor and galleries of the House of Delegates.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

The morning hour having expired, the House proceeded to the consideration of business on the calendar.

No. 3. Senate bill entitled an act to empower the board of supervisors of Hanover county to give additional compensation to Judge J. D. Foster, was read a third time and passed.

Mr. CARDWELL moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 2. House joint resolution for the relief of the tax-payers of this commonwealth, was read a second time and ordered to be engrossed to be read a third time.

On motion of Mr. ECHOLS, the House adjourned until to-morrow at 12 o'clock M.

TUESDAY, DECEMBER 15, 1885.

Prayer by Rev. Dr. George Cooper, of the First Baptist church.
The Journal was read by the clerk.

A communication from the Senate, by their clerk, was read as follows:

In Senate, December 14, 1885.

The Senate have passed House bill entitled an act to incorporate the Bethel cemetery company, No. 5; and Senate bill entitled an act to repeal an act approved March 3, 1884, in regard to working roads in Bland county, No. 63.

In which bill they respectfully request the concurrence of the House of Delegates.

No. 63. Senate bill, was read twice and placed on the calendar, the rule having been suspended, on motion of Mr. BUCHANAN, requiring its reference to a committee.

A message was received from the Senate by Mr. JONES, who informed the House that the Senate had agreed to a concurrent resolution, as follows:

Resolved (the House of Delegates concurring), That a committee of two on the part of the Senate and three on the part of the House be appointed to make examination of the office of the treasurer, prior to the vacation of that office by the present treasurer, and report to the two houses of the General Assembly at its earliest convenience.

The SPEAKER laid the resolution before the House.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

James N. Dunlop, delegate-elect from Richmond city, appeared and was sworn in by the clerk.

The following House bills, reported from the committee on finance, were read a first time:

No. 11. House bill appropriating \$70,000 to pay the claims allowed disabled soldiers and marines, under act approved February 25, 1884.

No. 12. House bill for the relief of T. A. Graves, of Madison county.

On motion of Mr. MUNFORD,

Resolved, That when the House adjourn to-day it adjourn to meet to-morrow at 11:45 o'clock A. M.

Mr. GOAD offered the following concurrent resolutions:

1. Resolved by the House of Delegates (the Senate concurring), That our representatives in the Congress of the United States be and they are hereby memorialized to use every legitimate effort to prevent the retirement of the one- and two-dollar notes from circulation as currency.

2. Resolved, That the clerk of the House of Delegates be instructed to transmit a certified copy of these resolutions to each of our representatives in Congress.

The resolutions were referred to the committee on banks, currency and commerce.

The SPEAKER laid before the House a communication from the governor, as follows:

COMMONWEALTH OF VIRGINIA,
GOVERNOR'S OFFICE, RICHMOND, VA.

To the Speaker of the House of Delegates:

I hereby transmit the first annual report of the president of the board of trustees of the State female normal school, at Farmville.

WILLIAM E. CAMERON.

The report was ordered to be printed. (Doc. No. 2.)

The unfinished business of the morning hour, being the motion entered by Mr. STUART to reconsider the vote by which the resolution offered by Mr. CURLETT in relation to the appointment of an additional page, was rejected, came up.

The motion to reconsider was agreed to.

The resolution was agreed to—yeas 54; nays 27.

On motion of Mr. STARKE, the vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Arnold, Bandy, Black, Bohannon, Bolling, Brown, Cardwell, Chichester, Curlett, Dabney, Faulcon, Fentress, Figgatt, Franklin, L. D. Fulkerson, Gills, Harris, Hay, Holladay, Huffman, Hurt, Hylton, Johnson, C. F. Jordan, W. H. Jordan, W. I. Jordan, Lawson, Lightner, Loving, Mallory, McCandlish, McClintic, Martin, Mauck, Miller, Nance, Noblin, Patton, Rice, Row, Rugles, Ryan, Sebrell, Smith, Stribling, Taliaferro, Tillar, Turner, Waddill, Webb, and Wise—54.

NAYS—Messrs. Bolen, Buchanan, Burks, Chalmers, Childress, Cornett, Crismond, Darst, Dickenson, Downing, Dupuy, Goad, Grimsley, Keen, Leftwich, Lockett, Peters, Pollard, Porter, Roberts, Saunders, Southworth, Starke, Tavenner, Van Doran, Wescott, and Wilkins—27.

The SPEAKER appointed Frank Bolton Harrison as page.

The SPEAKER heretofore appointed Barney Bowman as page.

The following were presented and referred under rule 37:

By Mr. TILLAR: A bill to authorize the employment of convict labor upon public roads and works of internal improvement, and to provide for the payment to the commonwealth for its use. Referred to the committee on asylums and prisons.

By Mr. BUCHANAN: A bill to provide for destitute citizens who are blind or suffering from diseases of the eye, ear or throat. Referred to the committee on finance.

By Mr. CARTER: A bill to amend and re-enact section 4 of an act approved March 29, 1877, to empower the commissioner of agriculture, mining and manufacturing to collect labor statistics. Referred to the committee on agriculture and mining.

By Mr. SMITH: A bill in relation to the sale of delinquent lands. Referred to the committee on finance.

The morning hour having expired, the House proceeded to the consideration of business on the calendar.

No. 63. Senate bill entitled an act to repeal an act approved March 3, 1884, in regard to working roads in Bland county, was read a third time and passed.

Mr. ROBERTS moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 2. House engrossed joint resolution for the relief of the tax-payers of this commonwealth, was, on motion of Mr. WADDILL, passed by.

No. 10. House bill to incorporate the Wythe and Speedwell mining and manufacturing company, was read a second time.

On motion of Mr. POLLARD, the bill was committed to the committee on roads and internal navigation.

The SPEAKER laid before the House a communication from the governor, as follows:

COMMONWEALTH OF VIRGINIA,
GOVERNOR'S OFFICE,
RICHMOND, December 15, 1885.

To the General Assembly:

Vacancies exist in the judgeships in the following counties and corporations:

In the county of King and Queen, by resignation of J. H. C. Jones.

In the corporation of Petersburg, by death of E. M. Mann.

In the county of Washington, by resignation of William F. Rhea.

In the counties of Fairfax and Alexandria, by resignation of James Sangster.

In the county of Mecklenburg, by resignation of Charles Alexander.

In the county of Rockingham, by death of Robert Johnson.

In the county of Hanover, by death of W. W. Newman.

All these vacancies have been filled, either by assignment or appointment, and await the action of your bodies.

WILLIAM E. CAMERON.

Which was referred to the committee for courts of justice.

The hour of 1 o'clock P. M. having arrived, being the time fixed for the execution of the joint order, which has for its object the election of a senator from Virginia in the Congress of the United States,

A message was received from the Senate by Mr. McCORMICK, who informed the House that the Senate is ready on its part to proceed to the execution of the joint order.

Ordered, That Mr. PATTON inform the Senate that the House is ready on its part to proceed to the execution of the joint order.

The following persons were nominated for senator, to represent this state in the Congress of the United States for the term of six years, commencing March 4, 1887:

By Mr. MUNFORD, John W. Daniel.

By Mr. MARTIN, William Mahone.

The roll was then called with the following result:

For John W. Daniel, -	-	-	-	70
William Mahone, -	-	-	-	28

Delegates who voted for John W. Daniel are:

For JOHN W. DANIEL—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Sebrall, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—70.

Delegates who voted for William Mahone are:

For WILLIAM MAHONE—Messrs. Acker, Addington, Bandy, Bolling, Borum, Curlett, Faulcon, Franklin, Gills, Harris, Hurt, Hylton, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Matthews, Mauck, Mayo, Nance, Ruggles, Southworth, Tillar, Turner, Waddill, Webb, and Wise—28.

John W. Daniel received a majority of all the votes cast for senator.

On motion of Mr. HAY, the House adjourned until to-morrow at 11:45 o'clock A. M.

WEDNESDAY, DECEMBER 16, 1885.

Prayer by Rev. Dr. C. H. Read, of the Presbyterian Church.

The Journal was read by the clerk.

A communication from the Senate, by their clerk, was read as follows:

In Senate, December 15, 1885.

The Senate have passed Senate bills entitled an act to incorporate the Virginia fuel-gas company, No. 10; an act authorizing the trustees of Grace Episcopal church, in Berryville, Va., to hold five acres of land, No. 29; and an act to re-enact section 9 of an act approved February 21, 1882, entitled an act to incorporate the Fauquier and Rappahannock railroad company, as amended by an act approved January 28, 1884, No. 37.

In which they respectfully request the concurrence of the House of Delegates.

No. 10. Senate bill, was read twice and referred to the committee on propositions and grievances.

No. 29. Senate bill, was read twice and referred to the committee for courts of justice.

No. 37. Senate bill, was read twice and placed on the calendar, the rule having been suspended, on motion of Mr. O'BANNON, requiring its reference to a committee.

No. 10. House bill to incorporate the Wythe and Speedwell mining and manufacturing company, heretofore committed to the committee

on roads and internal navigation, was reported back with an amendment.

The following bills, reported from the committee on roads and internal navigation, were read a first time:

No. 13. House bill to allow Ezra K. Young, Warren H. Young, and Milton Young to erect a wharf at Franklin City, Accomac county, for the purpose of shipping oysters.

No. 14. House bill to allow W. H. Ellis to erect a wharf at Franklin City, Accomac county.

The following bills, reported from the committee for courts of justice, were read a first time:

No. 15. House bill to amend and re-enact section 33 of chapter 49 of the Code of 1873, in reference to property exempt from distress, with the recommendation that it do not pass.

No. 16. House bill authorizing the trustees of the Methodist Episcopal Church South, at Wytheville, to sell and convey their church and lot, with the recommendation that it do not pass.

No. 17. House bill to relieve the political disabilities of S. R. Donohoe and others.

A resolution, as follows, was reported from the committee for courts of justice:

Resolved, That M. C. Dickenson, county judge of Floyd county; James C. McBroom, county judge of Russell county; and J. L. S. Kirby, county judge of Nelson county, were respectively elected for unexpired terms, and that their respective terms of office expire December 31, 1885.

The resolution was agreed to.

Mr. WADDILL moved to reconsider the vote by which the resolution was agreed to; which motion was agreed to.

The question recurring on agreeing to the resolution,

On motion of Mr. WADDILL, the resolution was recommitted to the committee for courts of justice.

Mr. HOGE offered the following concurrent resolution:

Resolved by the House of Delegates (the Senate concurring), That a committee of two on the part of the House and two on the part of the Senate be appointed to inform Major John W. Daniel of his election as United States Senator for Virginia in the Congress of the United States.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. HOGE moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

On motion of Mr. BLACK, indefinite leave of absence was granted Mr. Sullivan, doorkeeper.

Mr. POLLARD, under a suspension of the rule, offered the following resolution:

Resolved, That the treasurer be instructed to inform this House whether the provisions of the act approved March 19, 1884, entitled an act to provide for the keeping of certain accounts in the office of

the treasurer of the state, in order to secure the prompt payment of moneys into the treasury, etc., have been complied with in his office, and by other public officers required by said act to make report to his office, and what legislation, if any, is necessary to secure the end sought by said act—

Which was agreed to.

The following were presented and referred under rule 37:

By Mr. DABNEY: A bill to amend and re-enact the act of assembly passed 15th January, 1867, entitled an act to incorporate the Charlottesville and University railroad company, and the act amending the same, approved March 6, 1871. Referred to the committee on roads and internal navigation.

By Mr. PATTON: A bill to incorporate Hines memorial association of the Knights of Pythias. Referred to the committee on propositions and grievances.

By Mr. MALLORY:

Resolved, That the committee for courts of justice inquire whether or not the judicial term of the judge of the county court of Brunswick will expire on the 31st of December, 1885, and if not, to ascertain at what time said term will expire.

By Mr. WADDILL:

Resolved, That the committee for courts of justice be instructed to inquire and report when the term of the Hon. H. A. Jamison, judge of the county court of Pulaski county, will expire.

By Mr. DABNEY:

Resolved, That the committee for courts of justice consider and report what county judges are to be elected by this legislature, and when the terms of such judges commence and when such terms expire.

By Mr. MAYO:

Resolved, That the committee for courts of justice be directed to inquire into and report when the terms of office of Judge F. C. S. Hunter, of King George and Stafford counties, and Judge William Brown, of Lancaster and Northumberland counties, will expire.

By Mr. BUCHANAN: A bill to extend the time for the construction of the Norfolk and Cincinnati railroad. Referred to the committee on roads and internal navigation.

By Mr. POLLARD: A bill for the relief of Giles Crowders and Sidney Gresham of a fine. Referred to the committee on finance.

By Mr. PORTER: A bill to incorporate the town of Claremont, in the county of Surry. Referred to the committee on counties, cities and towns.

By Mr. PORTER: A bill to establish a ferry across the James river at Claremont, Surry county. Referred to the committee on roads and internal navigation.

By Mr. HAY: A bill to amend and re-enact section 15 of chapter 16 of the new criminal code in relation to trials before justices of the peace. Referred to the committee for courts of justice.

By Mr. CHICHESTER: A bill to authorize the school trustees of Falls Church district, Fairfax county, to sell or exchange a school lot at Bailey's cross roads. Referred to the committee on schools and colleges.

By Mr. STUART: A bill to amend section 1, chapter 170, of the Code of 1873, in relation to the removal of causes in one court to another. Referred to the committee for courts of justice.

The hour of 12 o'clock M. having arrived (which being the hour, according to an act of Congress entitled "an act to regulate the times and manner of holding elections for senators in Congress,") for the meeting of the members of the two houses in joint assembly for the election of a senator in Congress, the Senate of Virginia entered the hall of the House of Delegates, preceded by Mr. HURT, the president *pro tempore* of the Senate, and the clerk of the Senate. Whereupon the PRESIDENT *pro tempore* of the Senate, in accordance with a joint rule, assumed the chair, and called the Joint Assembly to order.

The Journal of the Senate of yesterday was read, from which it appeared that John W. Daniel had received twenty-six votes (being a majority of all the votes cast) for senator in the Congress of the United States from the state of Virginia for the term of six years, commencing on March 4, 1887.

The Journal of the House of Delegates of yesterday was read, from which it appeared that John W. Daniel had received seventy votes (being a majority of all the votes cast) for senator in the Congress of the United States from the state of Virginia for the term of six years, commencing on March 4, 1887.

The president of the Joint Assembly then declared that John W. Daniel, having received a majority of all the votes cast in each house, was duly elected a senator in the Congress of the United States from the state of Virginia for the term of six years, commencing on March 4, 1887.

On motion of Mr. MUNFORD, the Joint Assembly adjourned *sine die*.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to a concurrent resolution as follows:

Resolved (the House of Delegates concurring), That the General Assembly proceed at 12:30 P. M. to the election of judges to fill vacancies, as follows: Judge of the Second judicial circuit, judge of the corporation court of Petersburg, and judge of the county court of Rockingham—

In which they respectfully request the concurrence of the House.

The SPEAKER laid the resolution before the House.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. POLLARD moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. POLLARD inform the Senate that the House had agreed to the resolution.

The hour of 12:30 o'clock P. M. having arrived,

Ordered, That Mr. RYAN inform the Senate that the House is ready on its part to proceed to the execution of the joint order.

A message was received from the Senate by Mr. ELLYSON, who informed the House that the Senate was ready on its part to proceed to the execution of the joint order.

Mr. MILLER nominated B. A. Hancock for judge of the Second judicial circuit.

Ordered, That Mr. MILLER inform the Senate that B. A. Hancock is the only person in nomination before the House.

A message was received from the Senate by Mr. WARWICK, who informed the House that B. A. Hancock is the only person in nomination before the Senate.

The roll was called with the following result :

For B. A. Hancock,	-	-	-	-	66
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The vote was recorded as follows :

For B. A. HANCOCK—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Gills, Goad, Grimsley, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lockett, Loving, Mallory, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—66.

The SPEAKER appointed Messrs. MILLER, BROWN, and MALLORY the committee, on the part of the House, to count and report the joint vote.

The committee subsequently, by their chairman, reported as follows :

Whole number of votes cast,	-	-	-	90
Necessary to a choice,	-	-	-	46
B. A. Hancock received	-	-	-	90

B. A. Hancock having received a majority of all the votes cast, was declared duly elected judge of the Second judicial circuit, to fill the vacancy occasioned by the death of Judge S. S. Weisiger.

Mr. MILLER nominated D. M. Bernard for city judge of Petersburg.

Mr. McCANDLISH nominated J. S. Budd.

Ordered, That Mr. MILLER inform the Senate that D. M. Bernard and J. S. Budd are in nomination before the House.

A message was received from the Senate by Mr. READ, who in-

formed the House that D. M. Bernard and J. S. Budd are in nomination before the Senate.

The roll was called with the following result :

For D. M. Bernard,	-	-	-	-	63
J. S. Budd,	-	-	-	-	18

The vote was recorded as follows :

For D. M. BERNARD—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, and Wescott—63.

For J. S. BUDD—Messrs. Acker, Bandy, Bolling, Borum, Curlett, Faulcon, Franklin, Gills, W. H. Jordan, McCandlish, Martin, Matthews, Mauck, Moss, Nance, Southworth, Turner, and Waddill—18.

The committee subsequently, by their chairman, reported as follows :

Whole number of votes cast,	-	-	-	112
Necessary to a choice,	-	-	-	57
D. M. Bernard received	-	-	-	89
J. S. Budd,	-	-	-	23

D. M. Bernard having received a majority of all the votes cast, was declared duly elected city judge of Petersburg, to fill the vacancy occasioned by the death of Judge E. M. Mann.

Mr. SAUNDERS nominated George G. Grattan for county judge of Rockingham.

Mr. ACKER nominated Stuart F. Lindsay.

Ordered, That Mr. SAUNDERS inform the Senate that George G. Grattan and Stuart F. Lindsay are in nomination before the House.

A message was received from the Senate by Mr. KEEZELL, who informed the House that George G. Grattan is the only person in nomination before the Senate.

The roll was called with the following result :

For George G. Grattan,	-	-	-	63
Stuart F. Lindsay,	-	-	-	23

The vote was recorded as follows :

For GEORGE G. GRATTAN—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Carter, Chalmers, Childress, Chichester, Cornett, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Miller, Munford, Nob-

lin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Sebrell, Smith, Starke, Stribling, Tavenner, Terry, Van Doran, and Wescott—63.

For STUART F. LINDSAY—Messrs. Acker, Addington, Bandy, Bolling, Borum, Curlett, Faulcon, Franklin, Gills, Hylton, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Matthews, Mauck, Moss, Nance, Ruggles, Southworth, Turner, and Waddill—23.

The committee subsequently, by their chairman, reported as follows:

Whole number of votes cast,	-	-	117
Necessary to a choice,	-	-	59
George G. Grattan received	-	-	88
Stuart F. Lindsay,	-	-	29

George G. Grattan having received a majority of all the votes cast, was declared duly elected county judge of Rockingham, to fill the vacancy occasioned by the death of Judge Robert Johnston.

On motion of Mr. HAY, the House adjourned until to-morrow at 12 o'clock M.

THURSDAY, DECEMBER 17, 1885.

Prayer by Rev. Dr. George Cooper, of the First Baptist church.

The Journal was read by the clerk.

The following bills, reported from the committee on roads and internal navigation, were read a first time:

No. 18. House bill to extend the time for the construction of the Norfolk and Cincinnati railroad.

No. 19. House bill to amend and re-enact the act of assembly passed 15th January, 1867, entitled an act to incorporate the Charlottesville and University railroad company, and the act amending the same, approved March 6, 1871.

The following bills, reported from the committee on finance, were read a first time:

No. 20. House bill to release the lands of the commonwealth delinquent for non-payment of taxes previous to 1875.

No. 21. House bill for the relief of Giles Crowders and Sidney Gresham from a fine.

No. 22. House joint resolution providing for the publication of names of persons paying taxes in coupons, reported from the committee on finance, was read a first time.

Leave of absence was granted Messrs. RUGGLES for five days, and HYLTON seven days.

Messrs. ROW, CHILDRESS, and BANDY were granted indefinite leave.

Mr. CARDWELL offered the following resolution:

Resolved, That the report of the special committee appointed by resolution of the House of Delegates on the 29th day of November, 1884, to investigate affairs in the auditor's office, together with the recommendations of suitable laws made by said committee for the collection of tax on clerks, notaries, and other persons and subjects, be referred to the committee on finance, with instructions to report thereon as soon as practicable, by bill or otherwise.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. MAYO, under a suspension of the rule, offered the following resolution:

Whereas it has been brought to the attention of this House that the auditor of public accounts has been ordered to appear before the circuit court of the United States, to show cause why he should not be imprisoned for obeying the laws of this commonwealth: therefore, be it

Resolved by the House of Delegates (the Senate concurring), That a committee of five on the part of the House and three on the part of the Senate be appointed to inquire into the matter and report to the General Assembly what steps, if any, are necessary to be taken to protect the auditor in carrying out the laws to guard against the enforced reception of fraudulent, forged, or pretended obligations of the State, to maintain the dignity and uphold the sovereignty of the commonwealth—

Which was agreed to.

Mr. MAYO moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to concurrent resolutions, as follow:

1. Resolved (the House of Delegates concurring), That the General Assembly proceed this day, at 12:45 P. M., to the election of a superintendent of public instruction, commissioner of agriculture, and judges for the following counties and districts: Albemarle, Bath and Highland, Caroline, Charlotte, Chesterfield, Culpeper, Dinwiddie, Elizabeth City and Warwick; James City, York, and city of Williamsburg; King George and Stafford, Lee, Louisa, Loudoun, Westmoreland and Richmond; and also to fill the unexpired term for judge of the counties of Fairfax and Alexandria.

2. Resolved, That in the execution of this joint order, nominations for each of these officers and judges shall be made, and the roll called in both houses for the election of each of said officers and judges. When the roll shall have been called for the whole number, the presiding officer of each house shall appoint a committee of three, which together shall constitute a joint committee to count the joint vote in each case and report the result to their respective houses.

The SPEAKER laid the resolutions before the House.

The House refused to refer the resolutions to a committee.

The resolutions were agreed to.

Mr. O'BANNON moved to reconsider the vote by which the resolutions were agreed to; which motion was rejected.

Ordered, That Mr. ECHOLS inform the Senate that the House has agreed to the resolutions.

Mr. MUNFORD offered the following resolution:

Resolved, That the committee on asylums and prisons be instructed to inquire and report whether the Central lunatic asylum affords sufficient accommodation for the colored insane of this commonwealth, and for this purpose that power to send for persons and papers be accorded said committee.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

A message was received from the Senate by Mr. McCORMICK, who informed the House that the Senate had agreed to the resolution of the House appointing a committee to inform John W. Daniel of his election as senator in the Congress of the United States from the state of Virginia, with an amendment; in which they respectfully request the concurrence of the House.

The SPEAKER laid the resolution before the House.

The amendment proposed by the Senate, as follows:

Strike out the words "two on the part of the House," and insert, in lieu thereof, the words "three on the part of the House"—
Was agreed to.

Mr. CARDWELL moved to reconsider the vote by which the amendment was agreed to; which motion was rejected.

Ordered; That Mr. CARDWELL inform the Senate that the House has agreed to the amendment.

The SPEAKER appointed Messrs. HOGE, TERRY, and PATTON the committee on the part of the House.

Mr. WADDILL offered the following resolution:

Resolved, That the finance committee be instructed to inquire and report upon the expediency of so amending section 4 of an act of the General Assembly of Virginia, approved March 19, 1884, entitled an act to provide for the sale of delinquent lands for taxes and county levies, as to dispense with copy- and posting-books forwarded to the county treasurers by the auditor of public accounts, and to substitute, in lieu of giving notice by copying and posting said books, sufficient notice to the tax-payers by printed hand-bills or otherwise.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. MUNFORD moved to reconsider the vote by which Senate joint resolution appointing a joint committee to examine the treasurer's office, was agreed to; which motion was rejected.

Ordered, That Mr. MUNFORD inform the Senate that the House had agreed to the resolution.

The SPEAKER appointed Messrs. STARKE, CARTER, and WADDILL the committee on the part of the House.

The following were presented and referred under rule 37:

By Mr. STARKE: A bill to establish a commission to consider the punishment and employment of convicts in the penitentiary and persons hereafter convicted of crime. Referred to the committee on asylums and prisons.

By Mr. McCLINTIC: A bill to make persons charged with crime competent witnesses in their own behalf. Referred to the committee for courts of justice.

By Mr. HAY: A bill in relation to evidence in cases of injuries done by railroads to persons and property. Referred to the committee for courts of justice.

By Mr. STARKE: A bill to amend an act to amend and re-enact the 20th section of the 79th chapter of the Code of 1873, in regard to duties of city councils to make appropriations for school purposes. Referred to the committee on counties, cities, and towns.

By Mr. TERRY: A bill to amend and re-enact an act entitled an act for the relief of the sureties of P. R. Ford, &c. Referred to the committee on finance.

By Mr. McCLINTIC:

Whereas the Government of the United States has, by acts passed for the purpose, granted pensions to officers and soldiers (and their widows and orphans) who served in the war of the Revolution, in the war of 1812, and in the late civil war; and whereas justice, equity, and fair dealing demand that pensions shall be granted to the officers and soldiers who served in the war with Mexico: therefore, be it

Resolved, That the senators of Virginia be instructed to offer a bill for that purpose, and that our representatives in Congress be requested to give the bill a warm, ardent, and manly support.

Referred to the committee on federal relations.

By Mr. CARDWELL: A bill to amend and re-enact section 36 of chapter 57 of the Code of 1873, in relation to the duration of corporate privileges of certain companies. Referred to the committee for courts of justice.

By Mr. MAYO: A bill to repeal sections 2, 3, 4, and 5 of the act appropriating the public revenues for the fiscal years 1884 and 1885, approved March 15, 1884. Referred to the committee on finance.

By Mr. MAYO: A bill to repeal an act entitled an act to amend and re-enact section 17, chapter 42 of the Code of 1873, approved March 10, 1884, in relation to the commissioners of the sinking fund. Referred to the committee for courts of justice.

By Mr. STARKE: A bill to amend an act entitled an act to amend and re-enact the 20th section of chapter 79 of the Code of 1873, in regard to the duties of city councils to make appropriations for school purposes. Referred to the committee on counties, cities and towns.

By Mr. MILLER: A bill to enable Mary Ann Bruton and Alfred Shields, and his trustee, to sell certain property. Referred to the committee for courts of justice.

By Mr. STARKE: A bill to pay Wyndham Meredith for professional services rendered the state at the request of the board of sink-

ing fund commissioners, and as attorney in coupon cases for the city of Richmond. Referred to the committee on finance.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 37. Senate bill entitled an act to re-enact section 9 of an act approved February 21, 1882, entitled an act to incorporate the Fauquier and Rappahannock railroad company, as amended by an act in force January 28, 1884, was read a third time and passed.

Mr. O'BANNON moved to reconsider the vote by which the bill was passed; which motion was rejected.

The hour of 12:45 o'clock P. M. having arrived, which being the hour for the execution of the joint order, having for its object the election of certain state officers and county judges,

Ordered, That Mr. POLLARD inform the Senate that the House is ready on its part to proceed to the execution of the joint order.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate was ready on its part to proceed to the execution of the joint order.

Mr. FIGGATT nominated John L. Buchanan, of Washington county, for superintendent of public instruction.

Mr. McCANDLISH nominated R. R. Farr, of Fairfax.

Ordered, That Mr. FIGGATT inform the Senate that the only persons in nomination before the House are John L. Buchanan and R. R. Farr.

A message was received from the Senate by Mr. RHEA, who informed the House that the only persons in nomination before the Senate for superintendent of public instruction are John L. Buchanan and R. R. Farr.

The roll was called with the following result:

For John L. Buchanan,	-	-	-	64
R. R. Farr,	-	-	-	24

The vote was recorded as follows:

For JOHN L. BUCHANAN—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, and Wilkins—64.

For R. R. FARR—Messrs. Acker, Addington, Bandy, Bolling, Borum, Faulcon, Franklin, Gills, Harris, Hurt, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Matthews, Mauck, Mayo, Moss, Southworth, Turner, Waddill, Webb, and Wise—24.

Mr. SAUNDERS nominated Randolph Harrison, of Cumberland, for commissioner of agriculture.

Mr. McCANDLISH nominated J. M. Blanton, of Cumberland.

Ordered, That Mr. SAUNDERS inform the Senate that the only persons in nomination before the House are Randolph Harrison and J. M. Blanton.

A message was received from the Senate by Mr. PERRY, who informed the House that the only person in nomination before the Senate is Randolph Harrison.

The roll was called with the following result :

For Randolph Harrison,	-	-	-	64
J. M. Blanton,	-	-	-	22

The vote was recorded as follows :

For RANDOLPH HARRISON—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—64.

For J. M. BLANTON—Messrs. Acker, Addington, Bandy, Bolling, Borum, Faulcon, Franklin, Gills, Harris, Hurt, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Matthews, Mauck, Mayo, Southworth, Turner, Webb, and Wise—22.

Mr. DABNEY nominated John M. White for county judge of Albemarle.

Ordered, That Mr. DABNEY inform the Senate that John M. White is the only person in nomination before the House.

A message was received from the Senate by Mr. McCORMICK, who informed the House that John M. White is the only person in nomination before the Senate.

The roll was called with the following result :

For John M. White,	-	-	-	-	58
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The vote was recorded as follows :

For JOHN M. WHITE—Messrs. Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Noblin, O'Bannon, Oglesby, Patton, Payne, Pollard, Porter, Powell, Reid, Rice, Roberts, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—58.

Mr. ECHOLS nominated J. W. Myers for county judge for Bath and Highland.

Mr. MCCLINTIC nominated James W. Warwick.

Ordered, That Mr. ECHOLS inform the Senate that J. W. Myers and James W. Warwick are in nomination before the House.

A message was received from the Senate by Mr. JONES, who informed the House that J. W. Myers and James W. Warwick are in nomination before the Senate.

The roll was called with the following result:

For J. W. Myers,	-	-	-	-	55
James W. Warwick,	-	-	-	-	17

The vote was recorded as follows:

For J. W. MYERS—Messrs. Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Munford, Noblin, O'Bannon, Oglesby, Payne, Porter, Powell, Reid, Rice, Roberts, Saunders, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—55.

For JAMES W. WARWICK—Messrs. Acker, Addington, Bandy, Bolling, Faulcon, Franklin, Harris, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Matthews, Mauck, Southworth, Webb, and Wise—17.

Mr. SMITH nominated E. C. Moncure for county judge of Caroline.

Ordered, That Mr. SMITH inform the Senate that E. C. Moncure is in nomination before the House.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that E. C. Moncure is in nomination before the Senate.

The roll was called with the following result:

For E. C. Moncure,	-	-	-	-	57
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The vote was recorded as follows:

For E. C. MONCURE—Messrs. Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Munford, Noblin, Payne, Porter, Powell, Reid, Rice, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—57.

Mr. TERRY nominated Boylan Green for county judge of Charlotte.

Mr. FRANKLIN nominated A. L. Van Ness.

Ordered, That Mr. TERRY inform the Senate that Boylan Green and A. L. Van Ness are in nomination before the House.

A message was received from the Senate by Mr. MEREDITH, who informed the House that Boylan Green is in nomination before the Senate.

The roll was called with the following result:

For Boylan Green,	-	-	-	-	55
A. L. Van Ness,	-	-	-	-	13

The vote was recorded as follows :

For **BOYLAN GREEN**—Messrs. Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Chalmers, Childress, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Munford, Noblin, O'Bannon, Payne, Porter, Powell, Reid, Rice, Roberts, Saunders, Sebrell, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—55.

For **A. L. VAN NESS**—Messrs. Bolling, Faulcon, Franklin, Gills, Harris, W. H. Jordan, Mallory, McCandlish, Martin, Mauck, Southworth, Turner, and Webb—13.

Mr. LOCKETT nominated **W. I. Clopton** for county judge of Chesterfield.

Mr. GILLS nominated **W. F. Giddings**.

Ordered, That **Mr. LOCKETT** inform the Senate that **W. I. Clopton** and **W. F. Giddings** are in nomination before the House.

A message was received from the Senate by **Mr. WARWICK**, who informed the House that **W. I. Clopton** is in nomination before the Senate.

The roll was called with the following result :

For W. I. Clopton ,	-	-	-	-	57
W. F. Giddings ,	-	-	-	-	12

The vote was recorded as follows :

For **W. I. CLOPTON**—Messrs. Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Chalmers, Childress, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Porter, Powell, Reid, Rice, Roberts, Saunders, Sebrell, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—57.

For **W. F. GIDDINGS**—Messrs. Bandy, Bolling, Faulcon, Franklin, Gills, Harris, W. H. Jordan, McCandlish, Martin, Mauck, Southworth, and Turner—12.

Mr. GRIMSLEY nominated **William L. Jeffries** for county judge of Culpeper.

Mr. McCANDLISH nominated **John W. Bell**.

Ordered, That **Mr. GRIMSLEY** inform the Senate that **William L. Jeffries** and **John W. Bell** are in nomination before the House.

A message was received from the Senate by **Mr. HEATON**, who informed the House that **William L. Jeffries** and **John W. Bell** are in nomination before the Senate.

The roll was called with the following result :

For William L. Jeffries ,	-	-	-	-	58
John W. Bell ,	-	-	-	-	7

The vote was recorded as follows :

For WILLIAM L. JEFFRIES—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Burks, Cardwell, Chalmers, Childress, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Porter, Powell, Reid, Rice, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, and Wescott—58.

For JOHN W. BELL—Messrs. Acker, Bandy, Faulcon, Gills, McCandlish, Martin, and Turner—7.

Mr. LOCKETT nominated Branch J. Epes for county judge of Dinwiddie.

Ordered, That Mr. LOCKETT inform the Senate that Branch J. Epes is in nomination before the House.

A message was received from the Senate by Mr. ELLYSON, who informed the House that Branch J. Epes is in nomination before the Senate.

The roll was called with the following result :

For Branch J. Epes,	-	-	-	-	59
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The vote was recorded as follows :

For BRANCH J. EPES—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Figgatt, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—59.

Mr. PORTER nominated George M. Peek for county judge for Elizabeth City and Warwick.

Mr. WISE nominated John Booker.

Ordered, That Mr. PORTER inform the Senate that George M. Peek and John Booker are in nomination before the House.

A message was received from the Senate by Mr. DALTON, who informed the House that George M. Peek and John Booker are in nomination before the Senate.

The roll was called with the following result :

For George M. Peek,	-	-	-	53
John Booker,	-	-	-	14

The vote was recorded as follows :

For GEORGE M. PEEK—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Burks, Chalmers, Childress, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Figgatt, Goad, Grimsley, Hay, Holladay, Johnson, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Miller, Munford, Noblin, Oglesby, Patton, Payne, Porter, Powell, Reid, Rice, Roberts, Saunders,

Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, and Wescott—53.

For JOHN BOOKER—Messrs. Acker, Bandy, Bolling, Franklin, Gills, Harris, W. H. Jordan, McCandlish, McClintic, Martin, Matthews, Mauck, Southworth, and Wise—14.

Mr. SEBRELL nominated W. G. W. Farthing for county judge for James City, York, and the city of Williamsburg.

Mr. WISE nominated B. D. Peachy.

Ordered, That Mr. SEBRELL inform the Senate that W. G. W. Farthing and B. D. Peachy are in nomination before the House.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that W. G. W. Farthing and B. D. Peachy are in nomination before the Senate.

The roll was called with the following result :

For W. G. W. Farthing,	-	-	-	60
B. D. Peachy,	-	-	-	17

The vote was recorded as follows :

For W. G. W. FARTHING—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Figgatt, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Pollard, Porter, Powell, Reid, Rice, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—60.

For B. D. PEACHY—Messrs. Acker, Addington, Bandy, Borum, Gills, Hurt, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mauck, Mayo, Southworth, Waddill, Webb, and Wise—17.

Mr. CARDWELL nominated Charles H. Ashton for county judge for King George and Stafford.

Mr. MAYO nominated F. C. S. Hunter.

Ordered, That Mr. CARDWELL inform the Senate that Charles H. Ashton and F. C. S. Hunter are in nomination before the House.

A message was received from the Senate by Mr. BIBB, who informed the House that Charles H. Ashton is in nomination before the Senate.

The roll was called with the following result :

For Charles H. Ashton,	-	-	-	56
F. C. S. Hunter,	-	-	-	23

The vote was recorded as follows :

For CHARLES H. ASHTON—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Figgatt, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Johnson, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Oglesby, Payne, Porter, Powell, Reid, Rice,

Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—56.

For F. C. S. HUNTER—Messrs. Acker, Addington, Bandy, Bolling, Borum, Faulcon, Franklin, Gills, Hurt, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Matthews, Mauck, Mayo, Moss, Southworth, Turner, Waddill, Webb, and Wise—23.

Mr. FULKERSON of *Lee* nominated C. T. Duncan for county judge of Lee.

Mr. FRANKLIN nominated Carr Bailey.

Ordered, That Mr. FULKERSON of *Lee* inform the Senate that C. T. Duncan and Carr Bailey are in nomination before the House.

A message was received from the Senate by Mr. WILLIAMS, who informed the House that C. T. Duncan is in nomination before the Senate.

The roll was called with the following result:

For C. T. Duncan,	-	-	-	-	58
Carr Bailey,	-	-	-	-	16

The vote was recorded as follows:

For C. T. DUNCAN—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Miller, Munford, Payne, Pollard, Porter, Powell, Reid, Rice, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—58.

For CARR BAILEY—Messrs. Acker, Addington, Bandy, Bolling, Borum, Faulcon, Franklin, Gills, W. H. Jordan, McCandlish, McClintic, Martin, Matthews, Mauck, Southworth, and Webb—16.

Mr. HOLLADAY nominated W. S. Gooch for judge of Louisa.

Mr. JORDAN of *Petersburg* nominated James H. Woolfolk.

Ordered, That Mr. HOLLADAY inform the Senate that W. S. Gooch and James H. Woolfolk are in nomination before the House.

A message was received from the Senate by Mr. BIBB, who informed the House that W. S. Gooch is in nomination before the Senate.

The roll was called with the following result:

For W. S. Gooch,	-	-	-	-	53
James H. Woolfolk,	-	-	-	-	14

The vote was recorded as follows:

For W. S. GOOCH—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Figgatt, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Munford, Noblin, Oglesby, Payne, Pollard, Porter, Powell, Reid, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, and Wescott—53.

For JAMES H. WOOLFOLK—Messrs. Acker, Addington, Bandy, Bolling, Faulcon, Gills, W. H. Jordan, McCandlish, Martin, Mauck, Mayo, Southworth, Waddill, and Webb—14.

Mr. RYAN nominated R. H. Tebbs for county judge of Loudoun.

Mr. WADDILL nominated James B. McCabe.

Ordered, That Mr. RYAN inform the Senate that R. H. Tebbs and James B. McCabe are in nomination before the House.

A message was received from the Senate by Mr. HEATON, who informed the House that R. H. Tebbs and James B. McCabe are in nomination before the Senate.

The roll was called with the following result :

For R. H. Tebbs,	-	-	-	-	54
James B. McCabe,	-	-	-	-	13

The vote was recorded as follows :

For R. H. TEBBS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Crismond, Dabney, Darst, Dickenson, Dunlop, Dupuy, Eastwood, Echols, Figgatt, Goad, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Pollard, Porter, Powell, Reid, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, and Wescott—54.

For JAMES B. MCCABE—Messrs. Acker, Addington, Bandy, Bolling, Faulcon, Gills, W. H. Jordan, McCandlish, Martin, Mauck, Southworth, Waddill, and Webb—13.

Mr. POLLARD nominated Thomas Jones for county judge for Westmoreland and Richmond.

Ordered, That Mr. POLLARD inform the Senate that Thomas Jones is in nomination before the House.

A message was received from the Senate by Mr. STUBBS, who informed the House that Thomas Jones is in nomination before the Senate.

The roll was called with the following result :

For Thomas Jones,	-	-	-	-	55
John Murphy,	-	-	-	-	1
Ned Cummings,	-	-	-	-	1

The vote was recorded as follows :

For THOMAS JONES—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Figgatt, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lockett, Loving, Munford, Noblin, O'Bannon, Oglesby, Payne, Pollard, Porter, Powell, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, and Wescott—55.

Mr. CARDWELL nominated D. M. Chichester for county judge of Fairfax, to fill the unexpired term occasioned by the resignation of Judge James Sangster.

Mr. WADDILL nominated James Sangster.

Ordered, That Mr. WADDILL inform the Senate that D. M. Chichester and James Sangster are in nomination before the House.

A message was received from the Senate by Mr. MEREDITH, who informed the House that D. M. Chichester and James Sangster are in nomination before the Senate.

The roll was called with the following result:

For D. M. Chichester, -	-	-	-	53
James Sangster, -	-	-	-	14

For D. M. CHICHESTER—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Burks, Cardwell, Carter, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Figgatt, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lockett, Loving, Munford, Noblin, Oglesby, Payne, Pollard, Porter, Powell, Reid, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, and Wescott—53.

For JAMES SANGSTER—Messrs. Acker, Addington, Bandy, Bolling, Faulcon, Franklin, Gills, W. H. Jordan, McCandlish, Martin, Mauck, Southworth, Waddill, and Webb—14.

The SPEAKER appointed Messrs. MILLER, BROWN, and MALLOY the committee, on the part of the House, to count and report the joint vote.

The committee subsequently, by their chairman, reported as follows:

For superintendent of public instruction:

Whole number of votes cast,	-	-	117
Necessary to a choice,	-	-	57
John L. Buchanan received	-	-	87
R. R. Farr,	-	-	30

For commissioner of agriculture:

Whole number of votes cast,	-	-	115
Necessary to a choice,	-	-	58
Randolph Harrison received	-	-	86
J. M. Blanton,	-	-	29

For county judge of Albemarle:

Whole number of votes cast,	-	-	81
Necessary to a choice,	-	-	41
John M. White received	-	-	81

For county judge for Bath and Highland :

Whole number of votes cast,	-	-	100
Necessary to a choice,	-	-	51
J. W. Myers received	-	-	78
James M. Warwick,	-	-	22

For county judge of Caroline :

Whole number of votes cast,	-	-	77
Necessary to a choice,	-	-	39
E. C. Moncure received	-	-	77

For county judge of Charlotte :

Whole number of votes cast,	-	-	95
Necessary to a choice,	-	-	48
Boylan Green received	-	-	76
A. L. Van Ness,	-	-	19

For county judge of Chesterfield :

Whole number of votes cast,	-	-	95
Necessary to a choice,	-	-	48
W. I. Clopton received	-	-	77
W. F. Giddings,	-	-	18

For county judge of Culpeper :

Whole number of votes cast,	-	-	93
Necessary to a choice,	-	-	47
William L. Jeffries received	-	-	80
John W. Bell,	-	-	13

For county judge of Dinwiddie :

Whole number of votes cast,	-	-	80
Necessary to a choice,	-	-	41
Branch J. Epes received	-	-	80

For county judge for Elizabeth City and Warwick :

Whole number of votes cast,	-	-	92
Necessary to a choice,	-	-	47
George M. Peek received	-	-	78
John Booker,	-	-	19

For county judge for James City, York, and city of Williamsburg:

Whole number of votes cast,	-	-	103
Necessary to a choice,	-	-	52
W. G. W. Farthing received	-	-	81
B. D. Peachy,	-	-	21

For county judge for King George and Stafford:

Whole number of votes cast,	-	-	102
Necessary to a choice,	-	-	52
Charles H. Ashton received	-	-	76
F. C. S. Hunter,	-	-	26

For county judge of Lee:

Whole number of votes cast,	-	-	97
Necessary to a choice,	-	-	49
C. T. Duncan received	-	-	78
Carr Bailey,	-	-	19

For county judge of Louisa:

Whole number of votes cast,	-	-	91
Necessary to a choice,	-	-	46
W. S. Gooch received	-	-	72
James H. Woolfolk,	-	-	19

For county judge of Loudoun:

Whole number of votes cast,	-	-	90
Necessary to a choice,	-	-	46
Richard H. Tebbs received	-	-	76
James B. McCabe,	-	-	13
J. L. Hurt,	-	-	1

For county judge for Westmoreland and Richmond:

Whole number of votes cast,	-	-	81
Necessary to a choice,	-	-	42
Thomas Jones received	-	-	76
J. L. Hurt,	-	-	3
John Murphy,	-	-	1
Ned Cummings,	-	-	1

For county judge for Fairfax and Alexandria:

Whole number of votes cast,	-	-	91
Necessary to a choice,	-	-	46
D. M. Chichester received	-	-	74
James Sangster,	-	-	17

John L. Buchanan having received a majority of all the votes cast, was declared duly elected superintendent of public instruction for the term prescribed by law.

Randolph Harrison having received a majority of all the votes cast, was declared duly elected commissioner of agriculture for the term prescribed by law.

John M. White, J. W. Myers, E. C. Moncure, Boylan Green, W. I. Clopton, William L. Jeffries, Branch J. Epes, George M. Peek, W. G. W. Farthing, Charles H. Ashton, C. T. Duncan, W. S. Gooch, Richard H. Tebbs, and Thomas Jones, having each received a majority of all the votes cast, were declared duly elected county judges for the counties and districts respectively of Albemarle, Bath and Highland; Caroline, Charlotte, Chesterfield, Culpeper, Dinwiddie, Elizabeth City and Warwick; James City, York and city of Williamsburg; King George and Stafford, Lee, Louisa, Loudoun, and Westmoreland and Richmond, for the term prescribed by law.

D. M. Chichester having received a majority of all the votes cast, was declared duly elected judge of the counties of Fairfax and Alexandria, to fill the vacancy occasioned by the resignation of Judge James Sangster.

On motion of Mr. LEFTWICH, the House adjourned until to-morrow at 12 o'clock M.

FRIDAY, DECEMBER 18, 1885.

Prayer by Rev. Dr. George Cooper, of the First Baptist church.

On motion of Mr. RYAN, the reading of the Journal was dispensed with.

CHARLES E. STUART, Speaker of the House, has taken the oath prescribed by law.

The following bills, reported from the committee on counties, cities, and towns, were read a first time.

No. 23. House bill to limit the powers of the board of supervisors of Buchanan county.

No. 24. House bill to incorporate the town of Claremont, in Surry county.

No. 25. House bill in relation to the removal of causes, and to repeal chapter 70 of the Code of 1873, and all acts amendatory thereof, reported from the committee for courts of justice, was read a first time.

No. 26. House bill to incorporate the Grange camp association, of Northern Virginia, reported from the committee on agriculture and mining, was read a first time.

No. 27. House bill to amend and re-act, extend and renew the charter of the Staunton gas company, passed February 16, 1853, reported

from the committee on propositions and grievances, was read a first time.

Leave of absence was granted Messrs. LAWSON, TAVENNER, and ADDINGTON for three days each.

Mr. PATTON offered the following resolution :

Whereas James S. McDonald has been faithfully and honestly serving in the capacity of page in this branch of the legislature for eleven days just passed ; and whereas he has received no compensation for said services rendered ; therefore be it

Resolved, That the said James S. McDonald be paid the sum of twenty-two dollars for his services and attendance as page for the House of Delegates of Virginia from the opening of this session until December 14, 1885, inclusive.

The House refused to refer the resolution to a committee.

The resolution was rejected.

On motion of Mr. STUART,

Resolved, That when the House adjourn to-day it adjourn to meet to-morrow at 11 A. M.

Mr. FRANKLIN offered the following resolution :

Whereas on the 29th day of November, 1884, at the extra session of the General Assembly of 1883-'4, an act was passed entitled an act to provide for the manner of choosing registrars, and judges and clerks of election for the several counties and cities of the commonwealth, and to repeal certain sections of chapters 7 and 8 of the Code of 1873, which said act may be found on pages 146 and 151 of the Acts of the extra session of 1884, and is commonly known as the Anderson-McCormick electoral bill ; and whereas the several boards for the several counties and cities of the commonwealth, constituted by said act, are to consist of three qualified voters in each county and city, who may receive under the said act each ten dollars a year for their services, thus entailing upon the people of the state thousands of dollars of unnecessary cost for services which have been performed by the county and corporation judges of the state without additional cost, and ought to be re-entrusted to them : therefore,

Resolved, That the committee of privileges and elections be instructed to prepare and report a bill repealing the said act of November 29, 1884, and restoring the law as it existed prior to that time.

The resolution was referred to the committee for courts of justice—yeas 61 ; nays 18.

On motion of Mr. FRANKLIN, the vote was recorded as follows :

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Figgatt, A. Fulkerson, Goad, Grimsley, Hay, Holaday, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Polard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Smith, Taliaferro, Tavenner, Terry, Van Doran, Wescott, Wilkins, and Wise—61.

NAYS—Messrs. Acker, Bolling, Borum, Faulcon, Franklin, Gills, Hurt, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Matthews, Mauck, Moss, Southworth, and Webb—18.

Mr. WISE moved to reconsider the vote by which the resolution was referred; which motion was rejected.

Mr. WEBB, under a suspension of the rule, presented the following resolution:

Resolved, That the auditor of the state be requested to furnish to this House answers to the following questions—viz.:

1. How many dollars in coupons were received for all taxes the last fiscal year?

2. How much license tax was lost by refusal to accept coupons?

3. How much taxes has been adjudged paid by the mere tender of coupons that have not been received?

4. How much taxes and other dues to the state, for which coupons have been tendered, upon which levy or suit has been suspended?

5. How much coupons tendered for taxes, and afterwards verified, has been settled by compromise, not accounted for in the revenue or been postponed by agreement?—

Which was agreed to.

A message was received from the Senate by Mr. ELLYSON, who informed the House that the Senate had agreed to concurrent resolutions, as follow:

1. Resolved (the House of Delegates concurring), That the General Assembly proceed at 12:45 P. M. to-day to the election of county judges for the following counties and districts: Accomac, Botetourt, Brunswick, Buckingham, Cumberland and Powhatan, Essex, Hanover, Lunenburg, Mecklenburg, Middlesex and Mathews, Nansemond, Norfolk, Page, Patrick, Pittsylvania, Pulaski, Russell, Smyth, and Tazewell,

2. Resolved, That in the execution of this joint order, nominations for each of these judges shall be made, and the roll shall be called in both houses for the election of each of said judges. When the roll shall have been called for the whole number, the presiding officer of each house shall appoint a committee of three, which together shall constitute a joint committee to count and report the result to their respective houses.

The SPEAKER laid the resolutions before the House.

The House refused to refer the resolutions to a committee.

The resolutions were agreed to.

Mr. CARDWELL moved to reconsider the vote by which the resolutions were agreed to; which motion was rejected.

Ordered, That Mr. CARDWELL inform the Senate that the House has agreed to the resolutions.

The following were presented and referred under rule 37:

By Mr. ECHOLS: A bill for the relief of clerks of courts, &c. Referred to the committee for courts of justice.

By Mr. PAYNE: A bill for the relief of James H. Waddie and others, refunding taxes erroneously paid. Referred to the committee on finance.

By Mr. BANDY: A bill to authorize the board of supervisors of the

county of Bedford to levy the poor-rate on each magisterial district in said county, and to provide for the support of the poor in the district. Referred to the committee on counties, cities and towns.

By Mr. McCLINTIC: A bill to incorporate the Chicago, Parkersburg, and Norfolk railroad company. Referred to the committee on roads and internal navigation.

By Mr. LEFTWICH: A bill to amend section 11 of chapter 7 of the Code of 1873, in relation to registration. Referred to the committee of privileges and elections.

By Mr. NOBLIN: A bill to release William H. Cole, of Halifax county, from the payment of license-tax. Referred to the committee on finance.

By Mr. LOVING: A bill to provide for submitting the question of liquor license to the qualified voters of the magisterial districts of the several counties and corporations of the state. Referred to the committee on finance.

By Mr. LEFTWICH: A bill to amend section 16 of chapter 8 of the Code of 1873, in relation to duties of judges of election. Referred to the committee of privileges and elections.

By Mr. ———: A bill to amend and re-enact section 4 of chapter 38 of the Code of 1873, as amended by an act approved April 28, 1874, and to amend and re-enact sections 15, 28 and 30 of said chapter 38 of the Code of 1873, in relation to forfeited and delinquent lands. Referred to the committee on finance.

The House proceeded to the business on the calendar.

On motion of Mr. BUCHANAN,

No. 18. House bill to extend the time for the construction of the Norfolk and Cincinnati railroad was taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

The bill being presented engrossed,

Mr. BUCHANAN moved that the bill be read a third time this day; which motion was agreed to, two-thirds in the House so determining.

The bill was read a third time and passed.

Mr. BUCHANAN moved to reconsider the vote by which the bill was passed; which motion was rejected.

Ordered, That Mr. BUCHANAN carry the bill to the Senate and request their concurrence.

A message was received from the Senate by Mr. RHEA, who informed the House that the Senate had passed the bill.

On motion of Mr. MUNFORD, the calendar was postponed for ten minutes.

A report was presented from the committee for courts of justice as follows:

The committee for courts of justice, to whom was referred the resolution requiring said committee to consider and report "what county judges are to be elected by this legislature, when their terms

commence, and when such terms expire," respectfully report that they have made due examination of the subject, and recommend the adoption of the following resolution :

Resolved, That the terms of office of all the county judges in the state of Virginia expire on the 31st day of December, 1885.

Mr. WADDILL presented a minority report as follows :

Resolved, That the terms of office of the judges of the following counties—to-wit: Pulaski, King and Queen, and Greenville do not expire on the first day of January, 1886; but that the judges of the county courts of said counties hold their office for the term of six years from the first day of January after their respective elections—that is to say—

1. The judge of the county court of Pulaski for six years from January 1, 1883.

2. The judge of the county court of Greenville for six years from January 1, 1885; and

3. The judge of the county court of King and Queen for six years from January 1, 1885.

Pending the consideration of which,

The hour of 12:45 o'clock P. M. having arrived,

Ordered, That Mr. RYAN inform the Senate that the House is ready on its part to proceed to the execution of the joint order, which has for its object the election of certain county judges.

A message was received from the Senate by Mr. READ, who informed the House that the Senate is ready on its part to proceed to the execution of the joint order.

Mr. WESCOTT nominated George T. Garrison for county judge of Accomac.

Ordered, That Mr. WESCOTT inform the Senate that George T. Garrison is in nomination before the House.

A message was received from the Senate by Mr. MEREDITH, who informed the House that George T. Garrison is in nomination before the Senate.

The roll was called with the following result :

For George T. Garrison, - - - 65

The vote was recorded as follows :

For GEORGE T. GARRISON—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Grimsley, Hay, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Mallory, Mayo, Miller, Munford, Noblin, O'Bannon, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Waddill, Wescott, and Wilkins—65.

Mr. FIGGATT nominated William B. Simmons for county judge of Botetourt.

Mr. MCCLINTIC nominated R. H. Penn.

Ordered, That Mr. FIGGATT inform the Senate that William B. Simmons and R. H. Penn are in nomination before the House.

A message was received from the Senate by Mr. JONES, who informed the House that William B. Simmons and R. H. Penn are in nomination before the Senate.

The roll was called with the following result :

For William B. Simmons,	-	-	-	62
R. H. Penn,	-	-	-	16

The vote was recorded as follows :

For WILLIAM B. SIMMONS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Grimsley, Hay, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Munford, Noblin, O'Bannon, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—62.

For R. H. PENN—Messrs. Acker, Bolling, Borum, Faulcon, Franklin, Gills, Harris, Jones, W. H. Jordan, McCandlish, McClintic, Martin, Mauck, Southworth, Webb, and Wise—16.

Mr. PATTON nominated F. E. Buford for county judge of Brunswick.

Ordered, That Mr. PATTON inform the Senate that F. E. Buford is in nomination before the House.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that F. E. Buford is in nomination before the Senate.

The roll was called with the following result :

For F. E. Buford,	-	-	-	60
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The vote was recorded as follows :

For F. E. BUFORD—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chichester, Cornett, Crismond, Dabney, Dickenson, Downing, Dunlop, Dupuy, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Hay, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Mallory, Miller, Munford, Oglesby, Patton, Payne, Peters, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—60.

Mr. POWELL nominated A. S. Hall for county judge of Buckingham.

Ordered, That Mr. POWELL inform the Senate that A. S. Hall is in nomination before the House.

A message was received from the Senate by Mr. PETTIT, who informed the House that A. S. Hall is in nomination before the Senate.

The roll was called with the following result :

For A. S. Hall,	-	-	-	62
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The vote was recorded as follows :

For A. S. HALL—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Hay, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Miller, Munford, Noblin, O'Bannon, Patton, Payne, Peters, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—62.

Mr. POWELL nominated William Pope Dabney for county judge for Cumberland and Powhatan.

Ordered, That Mr. POWELL inform the Senate that William Pope Dabney is in nomination before the House.

A message was received from the Senate by Mr. WILLIAMS, who informed the House that William Pope Dabney is in nomination before the Senate.

The roll was called with the following result :

For William Pope Dabney,	-	-	-	57
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The vote was recorded as follows :

For WILLIAM POPE DABNEY—Messrs. Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Carter, Chalmers, Chichester, Cornett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Hay, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Peters, Porter, Powell, Rice, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—57.

Mr. POLLARD nominated Thomas E. Blakey for county judge of Essex.

Mr. SOUTHWORTH nominated H. W. Dangerfield.

Ordered, That Mr. POLLARD inform the Senate that Thomas E. Blakey and H. W. Dangerfield are in nomination before the House.

A message was received from the Senate by Mr. STUBBS, who informed the House that Thomas E. Blakey and H. W. Dangerfield are in nomination before the Senate.

The roll was called with the following result :

For Thomas E. Blakey,	-	-	-	58
H. W. Dangerfield,	-	-	-	19

The vote was recorded as follows :

For THOMAS E. BLAKEY—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Hay, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Peters, Pollard, Porter, Powell, Rice, Roberts, Ryan, Saunders, Shields, Smith, Starke, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—58.

For H. W. DANGERFIELD—Messrs. Acker, Bandy, Bolling, Faulcon, Franklin, Gills, Harris, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Matthews, Mauck, Mayo, Southworth, Webb, and Wise—19.

Mr. CARDWELL nominated Samuel C. Redd for county judge of Hanover.

Ordered, That Mr. CARDWELL inform the Senate that Samuel C. Redd is in nomination before the House.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that Samuel C. Redd is in nomination before the Senate.

The roll was called with the following result :

For Samuel C. Redd, - - - - 55

The vote was recorded as follows :

For SAMUEL C. REDD—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Echols, Figgatt, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Munford, Noblin, O'Bannon, Patton, Payne, Peters, Pollard, Powell, Rice, Roberts, Ryan, Saunders, Sebrell, Smith, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—55.

Mr. TERRY nominated W. H. Perry for county judge of Lunenburg.

Ordered, That Mr. TERRY inform the Senate that W. H. Perry is in nomination before the House.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that W. H. Perry is in nomination before the Senate.

The roll was called with the following result :

For W. H. Perry, - - - - 56

The vote was recorded as follows :

For W. H. PERRY—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Mallory, Matthews, Miller, Munford, O'Bannon, Oglesby, Patton, Pollard, Powell, Rice, Roberts, Ryan, Saunders, Smith, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—56.

Mr. TERRY nominated W. E. Homes for county judge of Mecklenburg.

Mr. JONES nominated Charles Alexander.

Ordered, That Mr. TERRY inform the Senate that W. E. Homes and Charles Alexander are in nomination before the House.

A message was received from the Senate by Mr. READ, who informed the House that W. E. Homes and Charles Alexander are in nomination before the Senate.

The roll was called with the following result :

For W. E. Homes,	-	-	-	57
Charles Alexander,	-	-	-	13

The vote was recorded as follows :

For W. E. HOMES—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Mallory, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Pollard, Powell, Rice, Roberts, Ryan, Saunders, Sebrell, Smith, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—57.

For CHARLES ALEXANDER—Messrs. Bolling, Franklin, Gills, Harris, Jones, W. H. Jordan, McCandlish, McClintic, Matthews, Mauck, Mayo, Southworth, and Webb—13.

Mr. BOHANNAN nominated G. Taylor Garnett for county judge for Middlesex and Mathews.

Mr. FRANKLIN nominated L. C. Bristow.

Ordered, That Mr. BOHANNAN inform the Senate that G. Taylor Garnett and L. C. Bristow are in nomination before the House.

A message was received from the Senate by Mr. HODGES, who informed the House that G. Taylor Garnett and L. C. Bristow are in nomination before the Senate.

The roll was called with the following result :

For G. Taylor Garnett,	-	-	-	51
L. C. Bristow,	-	-	-	14

The vote was recorded as follows :

For G. TAYLOR GARNETT—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Carter, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, Goad, Grimsley, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Lightner, Loving, Miller, Munford, Noblin, O'Bannon, Patton, Payne, Pollard, Powell, Rice, Roberts, Saunders, Sebrell, Shields, Smith, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—51.

For L. C. BRISTOW—Messrs. Acker, Falcon, Franklin, Gills, Harris, Hurt, Jones, W. H. Jordan, McCandlish, McClintic, Matthews, Mauck, Southworth, and Webb—14.

Mr. ECHOLS nominated Wilbur J. Kilby for county judge of Nansemond.

Ordered, That Mr. ECHOLS inform the Senate that Wilbur J. Kilby is in nomination before the House.

A message was received from the Senate by Mr. DALTON, who informed the House that Wilbur J. Kilby and R. H. Rawls are in nomination before the Senate.

The roll was called with the following result :

For Wilbur J. Kilby,	-	-	-	49
R. H. Rawls,	-	-	-	12

The vote was recorded as follows :

For WILBUR J. KILBY—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Cardwell, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, Goad, Grimsley, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Lightner, Loving, Miller, Munford, Noblin, Payne, Pollard, Powell, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Stribling, Taliaferro, Terry, Van Doran, and Wescott—49.

For R. H. RAWLS—Messrs. Acker, Bolling, Faulcon, Gills, Harris, Jones, W. H. Jordan, McCandlish, McClintic, Mauck, Southworth, and Webb—12.

Mr. JOHNSON nominated George D. Parker for county judge of Norfolk.

Ordered, That Mr. JOHNSON inform the Senate that George D. Parker is in nomination before the House.

A message was received from the Senate by Mr. KEEZELL, who informed the House that George D. Parker is in nomination before the Senate.

The roll was called with the following result :

For George D. Parker,	-	-	-	60
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The vote was recorded as follows :

For GEORGE D. PARKER—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Pollard, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—60.

Mr. O'BANNON nominated Alexander J. Brand for county judge of Page.

Mr. MAUCK nominated D. B. Snyder.

Ordered, That Mr. O'BANNON inform the Senate that Alexander J. Brand and D. B. Snyder are in nomination before the House.

A message was received from the Senate by Mr. STUBBS, who informed the House that Alexander J. Brand and D. B. Snyder are in nomination before the Senate.

The roll was called with the following result :

For Alexander J. Brand,	-	-	-	59
D. B. Snyder,	-	-	-	14

The vote was recorded as follows :

For ALEXANDER J. BRAND—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Munford, Noblin, Oglesby, Patton, Payne, Peters,

Pollard, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—59.

For D. B. SNYDER—Messrs. Acker, Bolling, Borum, Faulcon, Gills, Harris, Jones, W. H. Jordan, McCandlish, Mauck, Mayo, Southworth, Waddill, and Webb—14.

Mr. HOGE nominated P. W. Shelor for county judge of Patrick.

Ordered, That Mr. HOGE inform the Senate that P. W. Shelor is in nomination before the House.

A message was received from the Senate by Mr. STAPLES, who informed the House that P. W. Shelor is in nomination before the Senate.

The roll was called with the following result:

For P. W. Shelor, - - - - 55

The vote was recorded as follows:

For P. W. SHELOR—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Burks, Cardwell, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Munford, Noblin, Oglesby, Patton, Payne, Peters, Pollard, Powell, Rice, Roberts, Saunders, Sebrell, Shields, Smith, Starke, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—55.

Mr. DICKENSON nominated J. D. Coles for county judge of Pittsylvania.

Ordered, That Mr. DICKENSON inform the Senate that J. D. Coles is in nomination before the House.

A message was received from the Senate by Mr. HURT, who informed the House that J. D. Coles is in nomination before the Senate.

The roll was called with the following result:

For J. D. Coles, - - - - 55

The vote was recorded as follows:

For J. D. COLES—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Carter, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Munford, Noblin, Oglesby, Patton, Payne, Peters, Pollard, Powell, Rice, Roberts, Saunders, Sebrell, Shields, Smith, Starke, Taliaferro, Terry, Van Doran, Waddill, Wescott, and Wilkins—55.

The election of a judge for the county of Pulaski being next in order,

Mr. WADDILL offered the following concurrent resolution:

Resolved (the Senate concurring), That the execution of the joint order, as far as it relates to the county of Pulaski, be and the same is hereby postponed—

Which was agreed to.

• Mr. WADDILL moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. BUCHANAN carry the resolution to the Senate and request their concurrence.

A message was received from the Senate by Mr. WILLIAMS, who informed the House that the Senate had agreed to the resolution.

Mr. BUCHANAN nominated W. N. Hendricks for county judge of Russell.

Ordered, That Mr. BUCHANAN inform the Senate that W. N. Hendricks is in nomination before the House.

A message was received from the Senate by Mr. RHEA, who informed the House that W. N. Hendricks is in nomination before the Senate.

The roll was called with the following result:

For W. N. Hendricks, - - - 56

The vote was recorded as follows:

For W. N. HENDRICKS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Grimsley, Hoge, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Mallory, Miller, Munford, Noblin, Oglesby, Patton, Payne, Peters, Pollard, Reid, Rice, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Terry, Wescott, and Wilkins—56.

Mr. ROBERTS nominated George W. Richardson for county judge of Smyth.

Ordered, That Mr. ROBERTS inform the Senate that George W. Richardson is in nomination before the House.

A message was received from the Senate by Mr. RHEA, who informed the House that George W. Richardson is in nomination before the Senate.

The roll was called with the following result:

For George W. Richardson, - - - 57

The vote was recorded as follows:

For GEORGE W. RICHARDSON—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Chichester, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Mallory, Miller, Munford, Oglesby, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—57.

Mr. BUCHANAN nominated S. M. B. Coulling for county judge of Tazewell.

Mr. FRANKLIN nominated S. F. Watts.

Ordered, That Mr. BUCHANAN inform the Senate that S. M. B. Coulling and S. F. Watts are in nomination before the House.

A message was received from the Senate by Mr. WILLIAMS, who informed the House that S. M. B. Coulling is in nomination before the Senate.

The roll was called with the following result :

For S. M. B. Coulling,	-	-	-	55
S. F. Watts,	-	-	-	18

The vote was recorded as follows :

For S. M. B. COULLING—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Crismond, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Miller, Munford, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Shields, Smith, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—55.

For S. F. WATTS—Messrs. Acker, Bolling, Borum, Faulcon, Franklin, Gills, Harris, Hurt, Jones, W. H. Jordan, McCandlish, McClintic, Martin, Matthews, Mauck, Southworth, Waddill, and Webb—18.

The SPEAKER appointed Messrs. MILLER, BROWN, and MALLORY the committee, on the part of the House, to count and report the joint vote.

The committee subsequently, by their chairman, reported as follows :

For county judge for Accomac :

Whole number of votes cast,	-	-	95
Necessary to a choice,	-	-	48
George T. Garrison received	-	-	95

For county judge of Botetourt :

Whole number of votes cast,	-	-	104
Necessary to a choice,	-	-	53
William B. Simmons received	-	-	85
R. H. Penn,	-	-	16

For county judge of Brunswick :

Whole number of votes cast,	-	-	87
Necessary to a choice,	-	-	44
F. E. Buford received	-	-	87

For county judge of Buckingham :

Whole number of votes cast,	-	-	85
Necessary to a choice,	-	-	43
A. S. Hall received	-	-	85

For county judge for Cumberland and Powhatan:

Whole number of votes cast,	-	-	79
Necessary to a choice,	-	-	40
William Pope Dabney received	-	-	79

For county judge of Essex:

Whole number of votes cast,	-	-	104
Necessary to a choice,	-	-	53
Thomas E. Blakey received	-	-	80
H. W. Dangerfield,	-	-	24

For county judge of Hanover:

Whole number of votes cast,	-	-	78
Necessary to a choice,	-	-	40
Samuel C. Redd received	-	-	78

For county judge of Lunenburg:

Whole number of votes cast,	-	-	81
Necessary to a choice,	-	-	41
W. H. Perry received	-	-	81

For county judge of Mecklenburg:

Whole number of votes cast,	-	-	97
Necessary to a choice,	-	-	49
William E. Homes received	-	-	80
Charles Alexander,	-	-	17

For county judge of Mathews:

Whole number of votes cast,	-	-	90
Necessary to a choice,	-	-	46
J. Taylor Garnett received	-	-	71
L. C. Bristow,	-	-	19

For county judge of Nansemond:

Whole number of votes cast,	-	-	88
Necessary to a choice,	-	-	45
Wilbur J. Kilby received	-	-	72
R. H. Rawls,	-	-	16

For county judge of Norfolk:

Whole number of votes cast,	-	-	84
Necessary to a choice,	-	-	43
George D. Parker received	-	-	84

For county judge of Page:

Whole number of votes cast,	-	-	101
Necessary to a choice,	-	-	51
Alexander J. Brown received	-	-	81
D. B. Snyder,	-	-	20

For county judge of Patrick:

Whole number of votes cast,	-	-	77
Necessary to a choice,	-	-	39
P. W. Shelor received	-	-	77

For county judge of Pittsylvania:

Whole number of votes cast,	-	-	78
Necessary to a choice,	-	-	40
J. D. Coles received	-	-	78

For county judge of Russell:

Whole number of votes cast,	-	-	79
Necessary to a choice,	-	-	40
W. N. Hendricks received	-	-	79

For county judge of Smyth:

Whole number of votes cast,	-	-	81
Necessary to a choice,	-	-	41
George W. Richardson received	-	-	81

For county judge of Tazewell:

Whole number of votes cast,	-	-	98
Necessary to a choice,	-	-	50
S. M. B. Coulling received	-	-	80
S. F. Watts,	-	-	18

George T. Garrison, William B. Simmons, F. E. Buford, A. S. Hall, William Pope Dabney, Thomas E. Blakey, Samuel C. Redd, W. H. Perry, William E. Himes, G. Taylor Garnett, Wilbur J. Kilby, George D. Parker, Alexander J. Brand, P. W. Shelor, J. D. Coles, W. N. Hendricks, George W. Richardson, and S. M. B. Coulling, having each received a majority of all the votes cast, were declared duly elected county judges for Accomac, Botetourt, Brunswick, Buckingham, Cumberland and Powhatan, Essex, Hanover, Lunenburg, Mecklenburg, Middlesex and Mathews, Nansemond, Norfolk, Page, Patrick, Pittsylvania, Russell, Smyth, and Tazewell, respectively for the term prescribed by law.

On motion of Mr. MUNFORD, the House adjourned until to-morrow at 11 o'clock A. M.

SATURDAY, DECEMBER 19, 1885.

On motion of Mr. HAY, the reading of the Journal was dispensed with.

Leave of absence was granted MESSRS. VAN DORAN and LIGHTNER for two days each; Jordan of *Rockbridge*, SEBRELL, MAUCK, ACKER, and WEBB, three days each; and HUFFMAN four days.

- Mr. WESCOTT moved that Mr. CHALMERS be granted two days' leave of absence; which motion was agreed to—yeas 33; nays 19.

On motion of Mr. ECHOLS, the vote was recorded as follows:

YEAS—Messrs. Arnold, Black, Borum, Buchanan, Carter, Crismond, Curlett, Darst, Downing, Fentress, Franklin, A. Fulkerson, Gills, Grimsley, Hoge, Johnson, Lightner, Loving, Mallory, McClintic, Matthews, O'Bannon, Payne, Peter, Reid, Roberts, Ryan, Southworth, Turner, Van Doran, Waddill, Wescott, and Wilkins—33.

NAYS—Messrs. Speaker, Bolen, Burks, Chichester, Dabney, Dickenson, Echols, Figgatt, Hay, Holladay, Keen, Lockett, Miller, Munford, Pollard, Powell, Saunders, Smith, and Tillar—19.

Mr. LOVING moved that Mr. BROWN be granted two days' leave of absence; which motion was agreed to—yeas 38; nays 13.

On motion of Mr. RYAN, the vote was recorded as follows:

YEAS—Messrs. Arnold, Black, Borum, Burks, Crismond, Curlett, Darst, Downing, Dunlop, Eastwood, Fentress, Franklin, A. Fulkerson, Gills, Grimsley, Johnson, Leftwich, Lightner, Loving, Mallory, McClintic, Matthews, Munford, Noblin, O'Bannon, Payne, Powell, Reid, Roberts, Ryan, Southworth, Starke, Taliaferro, Turner, Van Doran, Waddill, Wescott, and Wilkins—38.

NAYS—Messrs. Speaker, Bolen, Chichester, Dickenson, Echols, Figgatt, Hay, Holladay, Keen, Miller, Pollard, Saunders, and Terry—13.

No. 28. House bill to amend an act entitled an act to amend and re-enact the 20th section of the 79th chapter of the Code of 1873, in regard to the duty of city councils to make appropriations for school purposes, reported from the committee on counties, cities and towns, was read a first time.

Mr. CRISMOND, under a suspension of the rule, presented

No. 29. House bill to amend and re-enact an act approved March 3, 1882, entitled an act to authorize the corporation of Fredericksburg to establish a poor-house and grounds outside of its corporation limits, which was read a first time.

The following bills, reported from the committee on propositions and grievances, were read a first time:

No. 30. House bill to incorporate the trustees of the Baptist ministers' relief fund of Virginia.

No. 31. House bill to incorporate Hines memorial association of the Knights of Pythias.

No. 10. Senate bill entitled an act to incorporate the Virginia fuel-gas company, was reported from the committee on propositions and grievances.

Mr. CURRETT, at his request, was excused from serving on the committee of privileges and elections in the contested-election case of Finch against Jones, of Mecklenburg.

Mr. POLLARD, under a suspension of the rule, offered the following resolution :

Resolved, That the auditor of public accounts be instructed to report to this House a statement, showing the criminal charges paid out of the treasury for each county of the commonwealth for the last fiscal year; and also showing the per cent. of such charges to all state taxes assessed in the state at the rate of forty cents on every one hundred dollars of property, and the per cent. in each county— .

Which was agreed to.

A message was received from the Senate by Mr. DIGGS, who informed the House that the Senate had agreed to a concurrent resolution, as follows :

Resolved (the House of Delegates concurring), That a committee of one on the part of the Senate and two on the part of the House of Delegates be appointed, who shall ascertain where the bonds prepared by the Kendall bank-note company, of New York, and the plates with which such bonds were printed may be, and what disposition shall be made of such bonds and plates, said committee to report to the General Assembly at as early a day as possible—

In which they respectfully request the concurrence of the House.

The SPEAKER laid the resolution before the House.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. GRIMSLEY moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. GRIMSLEY inform the Senate that the House has agreed to the resolution.

The SPEAKER appointed Messrs. CARDWELL and MARTIN the committee on the part of the House.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to concurrent resolutions, as follow :

1. Resolved (the House of Delegates concurring), That the General Assembly proceed at 12:45 P. M. to the election of county judges for the following counties and districts: Bedford, Carroll, Floyd, Franklin, Henry, Nelson, Northumberland and Lancaster, Warren and Clarke.

2. Resolved, That in the execution of this joint order nominations for each of these judges shall be made and the roll shall be called in both Houses for the election of each of said judges; when the roll shall have been called for the whole number, the presiding officer of each House shall appoint a committee of three, which together shall constitute a joint committee to count the joint vote in each case, and report the result to their respective Houses.

In which they respectfully request the concurrence of the House.

The SPEAKER laid the resolutions before the House.

The House refused to refer the resolutions to a committee.

The resolutions were agreed to.

Mr. POLLARD moved to reconsider the vote by which the resolutions were agreed to; which motion was rejected.

Ordered, That Mr. POWELL inform the Senate that the House has agreed to the resolutions.

The following were presented and referred under rule 37:

By Mr. STARKE (by request): A bill to pay Pegram & Stringfellow for professional services rendered the state in the litigation involving the validity of the act entitled an act to regulate the granting of licenses for the exercise of any privileges. Referred to the committee on finance.

By Mr. FRANKLIN: A bill to amend and re-enact section 1 of chapter 106 of the Acts of 1879-'80, as amended by an act approved March 6, 1882, taxing railroads for county and school purposes. Referred to the committee on finance.

By Mr. McCLINTIC: A bill to amend and re-enact chapter 48 of the act in force January 28, 1884, in relation to the promotion of medical science, etc. Referred to the committee on propositions and grievances.

By Mr. McCLINTIC: A bill to amend and re-enact sections 1 and 5 of chapter 174 of the Code of Virginia, edition of 1873, in relation to the sale of property by decree of court. Referred to the committee for courts of justice.

By Mr. MILLER: A bill to authorize a subscription by the counties of Cumberland and Powhatan to the stock of the Farmville and Powhatan railroad company. Referred to the committee on counties, cities, and towns.

By Mr. BOHANNAN: A bill to repeal sections 39 and 40 of an act entitled an act for the preservation of oysters, and to obtain a revenue for the privilege of taking them within the waters of the commonwealth, approved March 4, 1884. Referred to the committee on the Chesapeake and its tributaries.

By Mr. DUPUY: A bill to amend and re-enact section 24 of chapter 450 of Acts of 1873-'74, in relation to tax on telephone and telegraph companies. Referred to the committee on finance.

The unfinished business of the morning hour being on agreeing to the minority report offered by Mr. WADDILL to the report of the committee for courts of justice, in relation to time of commencement of the terms of certain county judges, &c., came up.

On motion of Mr. GRIMSLEY, the report of the committee was re-committed to the committee for courts of justice.

The hour of 12:45 o'clock P. M. having arrived,

Ordered, That Mr. GRIMSLEY inform the Senate that the House is ready on its part to proceed to the execution of the joint order, which has for its object the election of certain county judges.

A message was received from the Senate by Mr. ELLYSON, who informed the House that the Senate is ready on its part to proceed to the execution of the joint order.

Mr. TERRY nominated Micajah Davis for county judge of Bedford.

Ordered, That Mr. TERRY inform the Senate that Micajah Davis is in nomination before the House.

A message was received from the Senate by Mr. THURMAN, who informed the House that Micajah Davis is in nomination before the Senate.

The roll was called with the following result:

For Micajah Davis, - - - - 52

The vote was recorded as follows:

For MICAJAH DAVIS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Burks, Cardwell, Chichester, Cornett, Crismond, Curlett, Dabney, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Johnson, Keen, Leftwich, Lightner, Loving, Mallory, Miller, Munford, Noblin, Oglesby, Patton, Payne, Peters, Pollard, Powell, Reid, Roberts, Saunders, Shields, Smith, Starke, Terry, Van Doran, Wescott, and Wilkins—52.

Mr. BOLEN nominated William Kyle for county judge of Carroll.

Ordered, That Mr. BOLEN inform the Senate that William Kyle is in nomination before the House.

A message was received from the Senate by Mr. COLTRANE, who informed the House that William Kyle is in nomination before the Senate.

The roll was called with the following result:

For William Kyle, - - - - 51

The vote was recorded as follows:

For WILLIAM KYLE—Messrs. Arnold, Black, Bohannon, Bolen, Buchanan, Cardwell, Chichester, Cornett, Crismond, Curlett, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Johnson, W. I. Jordan, Keen, Leftwich, Lightner, Loving, Mallory, Miller, Munford, Noblin, Oglesby, Payne, Peters, Pollard, Powell, Reid, Ryan, Saunders, Shields, Starke, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—51.

Mr. MUNFORD nominated Warren L. Howard for county judge of Floyd.

Ordered, That Mr. MUNFORD inform the Senate that Warren L. Howard is in nomination before the House.

A message was received from the Senate by Mr. COLTRANE, who informed the House that Warren L. Howard is in nomination before the Senate.

The roll was called with the following result:

For Warren L. Howard, - - - - 54

The vote was recorded as follows :

For WARREN L. HOWARD—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Burks, Cardwell, Chichester, Crismond, Curlett, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Johnson, W. I. Jordan, Keen, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Munford, Noblin, Oglesby, Payne, Peters, Pollard, Powell, Reid, Ryan, Saunders, Shields, Smith, Starke, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—54.

Mr. SAUNDERS nominated George D. Peters for county judge of Franklin.

Ordered, That Mr. SAUNDERS inform the Senate that George D. Peters is in nomination before the House.

A message was received from the Senate by Mr. BROWN, who informed the House that George D. Peters is in nomination before the Senate.

The roll was called with the following result :

For George D. Peters, - - - 54

The vote was recorded as follows :

GEORGE D. PETERS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Cardwell, Chichester, Cornett, Crismond, Curlett, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Hay, Hoge, Holladay, Johnson, W. I. Jordan, Keen, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Munford, Noblin, Oglesby, Patton, Payne, Peters, Pollard, Powell, Reid, Saunders, Shields, Smith, Starke, Stribling, Taliaferro, Terry, Van Doran, Waddill, Wescott, and Wilkins—54.

Mr. PETERS nominated H. G. Mullins for county judge of Henry.

Ordered, That Mr. PETERS inform the Senate that H. G. Mullins is in nomination before the House.

A message was received from the Senate by Mr. STAPLES, who informed the House that H. G. Mullins is in nomination before the Senate.

The roll was called with the following result :

For H. G. Mullins, - - - 52

The vote was recorded as follows :

For H. G. MULLINS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Cardwell, Chichester, Cornett, Crismond, Curlett, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, Franklin, A. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Johnson, Keen, Leftwich, Lightner, Lockett, Loving, Mallory, Munford, Noblin, Patton, Payne, Peters, Pollard, Powell, Reid, Ryan, Saunders, Shields, Smith, Starke, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—52.

Mr. LOVING nominated Thomas P. Fitzpatrick for county judge of Nelson.

Ordered, That Mr. LOVING inform the Senate that Thomas P. Fitzpatrick is in nomination before the House.

A message was received from the Senate by Mr. BERRY, who informed the House that Thomas P. Fitzpatrick is in nomination before the Senate.

The roll was called with the following result :

For Thomas P. Fitzpatrick,	-	-	-	56
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The vote was recorded as follows :

For THOMAS P. FITZPATRICK—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Bolling, Buchanan, Burks, Cardwell, Chichester, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgatt, Goad, Harris, Hay, Hoge, Holladay, Johnson, W. I. Jordan, Keen, Leftwich, Loving, Mallory, Matthews, Moss, Miller, Munford, Nance, Noblin, Patton, Payne, Peters, Pollard, Powell, Reid, Ryan, Saunders, Shields, Smith, Stribling, Taliaferro, Terry, Van Doran, Waddill, Wescott, and Wilkins—56.

Mr. MAYO nominated John C. Ewell for county judge for Northumberland and Lancaster.

Ordered, That Mr. MAYO inform the Senate that John C. Ewell is in nomination before the House.

A message was received from the Senate by Mr. STUBBS, who informed the House that John C. Ewell is in nomination before the Senate.

The roll was called with the following result :

For John C. Ewell,	-	-	-	58
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The vote was recorded as follows :

For JOHN C. EWELL—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Bolling, Buchanan, Burks, Cardwell, Carter, Chichester, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgatt, Goad, Hay, Hoge, Holladay, Johnson, W. I. Jordan, Keen, Leftwich, Lockett, Loving, Mallory, Matthews, Mayo, Moss, Miller, Munford, Noblin, Patton, Payne, Peters, Pollard, Powell, Reid, Roberts, Ryan, Saunders, Shields, Smith, Stribling, Taliaferro, Terry, Van Doran, Waddill, Wescott, and Wilkins—58.

Mr. DOWNING nominated Giles Cook, Jr., for county judge for Warren and Clarke.

Mr. WADDILL nominated Carter M. Louthan.

Ordered, That Mr. DOWNING inform the Senate that Giles Cook, Jr., and Carter M. Louthan are in nomination before the House.

A message was received from the Senate by Mr. HODGES, who informed the House that Giles Cook, Jr., and Carter M. Louthan are in nomination before the Senate.

The roll was called with the following result :

For Giles Cook, Jr.,	-	-	-	48
Carter M. Louthan,	-	-	-	15

The vote was recorded as follows :

For GILES COOK, JR.—Messrs. Speaker, Arnold, Black, Bolen, Buchanan, Burks,

Cardwell, Carter, Chichester, Cornett, Crismond, Dabney, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, Goad, Hay, Hoge, Holladay, Johnson, W. I. Jordan, Keen, Leftwich, Lockett, Loving, Miller, Munford, Noblin, Patton, Payne, Peters, Pollard, Powell, Reid, Ryan, Saunders, Shields, Smith, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—48.

For CARTER M. LOUTHAN—Messrs. Bolling, Curlett, Faulcon, Franklin, Gills, McCandlish, McClintic, Martin, Matthews, Mayo, Moes, Nance, Southworth, Turner, and Waddill—15.

The SPEAKER appointed Messrs. BOLEN, POWELL, and MALLORY the committee, on the part of the House, to count and report the joint vote.

The committee subsequently, by their chairman, reported as follows:

For county judge of Bedford:

Whole number of votes cast,	-	-	78
Necessary to a choice,	-	-	40
Micajah Davis received	-	-	78

For county judge of Carroll:

Whole number of votes cast,			75
Necessary to a choice,	-	-	38
William Kyle received	-	-	75

For county judge of Floyd:

Whole number of votes cast,	-	-	77
Necessary to a choice,	-	-	39
Warren L. Howard received	-	-	77

For county judge of Franklin:

Whole number of votes cast,	-		78
Necessary to a choice,	-		40
George D. Peters received	-	-	78

For county judge of Henry:

Whole number of votes cast,	-	-	76
Necessary to a choice,	-	-	39
H. G. Mullins received	-	-	76

For county judge of Nelson:

Whole number of votes cast,	-	-	80
Necessary to a choice,	-	-	41
Thomas P. Fitzpatrick received	-	-	80

For county judge for Northumberland and Lancaster:

Whole number of votes cast,	-	-	84
Necessary to a choice,	-	-	43
John C. Ewell received	-	-	84

For county judge for Warren and Clarke:

Whole number of votes cast,	-	-	90
Necessary to a choice,	-	-	46
Giles Cook, Jr., received	-	-	71
Carter M. Louthan,	-	-	19

Micajah Davis, William Kyle, Warren L. Howard, George D. Peters, H. G. Mullins, Thomas P. Fitzpatrick, John C. Ewell, and Giles Cook, Jr., having each received a majority of all the votes cast, were declared duly elected county judges of Bedford, Carroll, Floyd, Franklin, Henry, Nelson, Northumberland and Lancaster, and Warren and Clarke, respectively.

The House proceeded to the business on the calendar.

No. 20. House bill to release the lands of the commonwealth delinquent for non-payment of taxes previous to 1875, was, on motion of Mr. SMITH, taken up out of its order on the calendar.

The bill was read a second time.

Mr. FULKERSON of *Washington* moved to amend the bill, by inserting after "1874" the following: "1875, 1876, 1877, 1878, and 1879."

Mr. STUART offered an amendment, in the nature of a substitute, to the amendment offered by Mr. FULKERSON of *Washington*.

Mr. STUART's amendment is to strike out, in the bill, "1870, 1871, 1872, 1873, and 1874"; which was agreed to.

The amendment offered by Mr. FULKERSON of *Washington*, as amended by the substitute of Mr. STUART, was agreed to.

The bill, as amended, was ordered to be engrossed to be read a third time.

A message was received from the Senate by Mr. DIGGS, who informed the House that the Senate had agreed to the concurrent resolution of the House in relation to the protection of the auditor of public accounts against the enforced reception of fraudulent obligations.

The SPEAKER appointed Messrs. BUCHANAN, MUNFORD, MAYO, POLLARD, and GRIMSLEY.

The SPEAKER laid before the House a communication from the treasurer, in response to a resolution of the House in relation to the keeping of accounts in the office of the treasurer, &c.; which, on motion of Mr. POLLARD, was ordered to be printed.

A message was received from the Senate by Mr. HEATON, who informed the House that the Senate had agreed to a concurrent resolution, as follows:

Resolved (the House of Delegates concurring), That the General

Assembly take a recess on Saturday, the 19th day of December, 1885, to meet again on Wednesday, the 30th day of December, 1885—

In which they respectfully request the concurrence of the House.

The SPEAKER laid the resolution before the House.

Mr. MUNFORD moved that the House do now adjourn; which motion was rejected—yeas 21; nays 41.

On motion of Mr. ECHOLS, the vote was recorded as follows:

YEAS—Messrs. Bolen, Carter, Dabney, Dickenson, Dunlop, Echols, Hay, Keen, Leftwich, Lockett, Moss, Miller, Munford, Pollard, Powell, Saunders, Southworth, Starke, Taliaferro, Terry, and Wescott—21.

NAYS—Messrs. Speaker, Arnold, Black, Bolling, Buchanan, Burks, Cardwell, Chichester, Cornett, Crismond, Dupuy, Faulcon, Fentress, Figgatt, A. Fulkerson, Gills, Goad, Grimsley, Holladay, Hurt, Jones, W. H. Jordan, W. I. Jordan, Lightner, Loving, Mallory, McCandlish, McClintic, Martin, Matthews, Mayo, Noblin, O'Bannon, Payne, Peters, Reid, Roberts, Ryan, Smith, Stribling, and Wilkins—41.

Mr. POLLARD moved to amend the resolution by striking out the words "Saturday, December 19th," and inserting, in lieu thereof, "Tuesday, December 22d"; which motion was agreed to—yeas 32; nays 31.

On motion of Mr. HAY, the vote was recorded as follows:

YEAS—Messrs. Black, Bolen, Buchanan, Burks, Carter, Cornett, Dabney, Dickenson, Dunlop, Echols, Fentress, Figgatt, Goad, Grimsley, Hay, Keen, Leftwich, Lockett, Mallory, Matthews, Moss, Miller, Munford, Payne, Pollard, Powell, Saunders, Starke, Taliaferro, Terry, Wescott, and Wilkins—32.

NAYS—Messrs. Speaker, Arnold, Bolling, Cardwell, Chichester, Crismond, Downing, Dupuy, Faulcon, A. Fulkerson, Gills, Holladay, Jones, W. H. Jordan, W. I. Jordan, Lightner, Loving, McCandlish, McClintic, Martin, Mayo, Noblin, O'Bannon, Oglesby, Peters, Reid, Roberts, Ryan, Smith, Southworth, and Stribling—31.

Mr. MUNFORD moved to amend the resolution by striking out "Wednesday, December 30th," and inserting "Thursday, December 31st"; which was agreed to.

The resolution, as amended, was agreed to.

Mr. NOBLIN moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. MUNFORD inform the Senate that the House has agreed to the resolution, with amendments; in which they respectfully request the concurrence of the Senate.

On motion of Mr. TERRY, the House adjourned until Monday next at 12 o'clock M.

MONDAY, DECEMBER 21, 1885.

On motion of Mr. ECHOLS, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows:

In Senate, December 19, 1885.

The Senate have agreed to the amendment proposed by the House of Delegates to Senate joint resolution providing for a recess of the General Assembly.

No. 29. Senate bill authorizing the trustees of Grace Episcopal church, in Berryville, to hold five acres of land, was reported from the committee for courts of justice.

A report from the committee for courts of justice was presented, as follows:

To the honorable the House of Delegates:

The committee for courts of justice, to whom was referred the resolution instructing said committee to inquire and report as to the expiration of the terms of office of the several county court judges of this commonwealth, respectfully report that they have made an examination of the subject, and are of opinion that under our constitution and laws, as construed by the latest decisions of our court of appeals, that the terms of office of all the county court judges of this commonwealth expire on the 31st day of December, 1885.

As to the counties of Pulaski, Wise, Greenville, and King and Queen, which counties have since the last general election for county court judges in this state been established into separate judicial districts, and county court judges elected therefor, your committee are of opinion that, though no direct judicial determination has been made as to the expiration of the terms of office of said judges, yet, in view of the principles enunciated in the case of Brooks *vs.* Hinton, their terms also expire on the 31st day of December, 1885, along with all the other county court judges of the state. In view of this opinion, and to avoid the complications and difficulties that may arise by pursuing another course, your committee submit the foregoing conclusions and recommend the election of judges for the aforesaid counties for the regular term beginning January 1, 1886.

Mr. WADDILL presented a minority report, as follows:

Resolved, That the terms of office of the judges of the following counties—to wit: Pulaski, King and Queen, Greenville, and Wise do not expire on the 31st day of December, 1885; but that the judges of the county courts of the said counties hold their offices for the term of six years from the 1st day of January after their respective election—that is to say:

First. The judge of the county court of Pulaski county for six years from the 1st day of January, 1883.

Second. The judge of the county court of King and Queen for six years from the 1st of January, 1885.

Third. The judge of the county court of Greenesville county for six years from the 1st of January, 1885. And

Fourth. The judge of the county court of Wise county for six years from January 1, 1883.

The minority report was rejected—yeas 13; noes 39.

On motion of Mr. CARDWELL, the vote was recorded as follows:

YEAS—Messrs. Bolling, Faulcon, Harris, W. H. Jordan, McCandlish, Moss, Miller, Nance, Pollard, Southworth, Turner, Waddill, and Wise—13.

NAYS—Messrs. Speaker, Arnold, Black, Bolen, Buchanan, Burks, Cardwell, Carter, Cornett, Crismond, Curlett, Dabney, Dickenson, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Grimsley, Hay, Holladay, Johnson, Keen, Leftwich, Lockett, Loving, Martin, Munford, Patton, Powell, Saunders, Smith, Starke, Taliaferro, Terry, and Wescott—39.

The report of the committee for courts of justice was agreed to.

The following were presented and referred under rule 37:

By Mr. BOLLING: A bill to incorporate the farmers' union of Cumberland, Buckingham, and Prince Edward counties. Referred to the committee on propositions and grievances.

By Mr. JORDAN of *Petersburg*: A bill to incorporate the colored agricultural and industrial association of Virginia. Referred to the committee on propositions and grievances.

By Mr. CRISMOND: A bill to extend and declare the jurisdiction of the courts and justices of the corporation of Fredericksburg. Referred to the committee for courts of justice.

No. 11. House bill appropriating \$70,000 to pay the claims allowed disabled soldiers and marines, under act approved February 25, 1884, was, on motion of Mr. POLLARD, taken up, out of its order on the calendar.

The bill was read a second time.

On motion of Mr. CARDWELL, the bill was amended, by adding, at the end of the first section, the following:

"Provided, That in any case where the application of any disabled soldier has been approved by the auditor, and such disabled soldier has died after the filing of the same, the amount that would otherwise be paid to him under this act shall be paid to his widow, if living, and if not, to his infant children."

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 7. House bill to work and keep in repair the roads in the county of Lancaster, was, on motion of Mr. CURLETT, taken up out of its order on the calendar.

The bill was read a second time.

On motion of Mr. CURLETT, the bill was amended by striking out the 13th section.

The bill, as amended, was ordered to be engrossed to be read a third time.

The SPEAKER laid before the House the following :

FAIRFAX COURTHOUSE, December 21, 1885.

To the Hon. CHARLES E. STUART,

Speaker of the House of Delegates:

I hereby tender my resignation as a member of the House of Delegates from the county of Fairfax, to take effect on the 22d day of December, 1885.

D. M. CHICHESTER.

On motion of Mr. McCANDLISH, the House adjourned until to-morrow at 12 o'clock M.

TUESDAY, DECEMBER 22, 1885.

The Journal was read by the clerk.

Mr. ECHOLS, under a suspension of the rule, offered the following resolution:

Resolved, That the superintendent of the penitentiary be and he is hereby requested to report to this House, showing by itemized account in what way the amount of \$8,422.16, set forth on page 6 of his annual report for the year 1885, as amount paid on improvements, has been expended, and what is the nature of said improvements.

The resolution was agreed to.

The following were presented and referred under rule 37:

By Mr. JOHNSON: A bill to amend section 3 of an act approved February 11, 1884, incorporating the Norfolk classified building association of the city of Norfolk. Referred to the committee on propositions and grievances.

By Mr. LOVING: A bill to provide commutation to every citizen of the commonwealth who lost an arm or leg (or the entire use of either thereof), or eyesight, by reason of wounds received in the late civil war. Referred to the committee on finance.

By Mr. CARTER: A bill to provide for the employment of convicts on county roads, and the building of local railroads in counties of the state, and other internal improvements. Referred to the committee on roads and internal navigation.

A communication from the governor, by his private secretary, in relation to pardons, &c., was presented. (Doc. No. 3.)

The morning hour having expired, the House proceeded to the business on the calendar.

No. 10. Senate bill entitled an act to incorporate the Virginia fuel-gas company, was read a third time and passed.

No. 29. Senate bill entitled an act authorizing the trustees of Grace Episcopal church, in Berryville, to hold five acres of land, was read a third time and passed.

Mr. FIGGATT moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 2. House joint resolution for the relief of the tax-payers of this commonwealth, was, on motion of Mr. PORTER, passed by.

No. 20. House engrossed bill to release the lands of the commonwealth delinquent for non-payment of taxes previous to 1875, was, on motion of Mr. LOVING, passed by.

No. 11. House engrossed bill appropriating \$70,000 to pay the claims allowed disabled soldiers and marines, under act approved February 25, 1884, was, on motion of Mr. CARDWELL, passed by.

Mr. ECHOLS entered a motion to reconsider the vote by which No. 11. House bill appropriating \$70,000 to pay the claims allowed disabled soldiers and marines, under act approved February 25, 1884, was ordered to be engrossed to be read a third time.

Mr. POLLARD moved to reconsider the vote by which No. 7. House bill to work and keep in repair the roads in the county of Lancaster, was ordered to be engrossed to be read a third time.

On motion of Mr. POLLARD, the motion to reconsider was passed by.

No. 3. House bill to amend and re-enact section 11 of chapter 3 of the act approved March 14, 1878, in relation to breaking and entering any horse car, freight car, or passenger car, was read a second time.

Mr. MARTIN moved that the House do now adjourn; which motion was rejected—yeas 16; nays 22 (no quorum voting).

On motion of Mr. ECHOLS, the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Curlett, Dabney, Faulcon, Figgatt, A. Fulkerson, Goad, Lockett, Loving, Martin, Matthews, Pollard, Southworth, Starke, and Wise—16.

NAYS—Messrs. Borum, Burks, Cardwell, Carter, Dunlop, Echols, Fentress, Franklin, Gills, Hay, Holladay, Johnson, Leftwich, Miller, Munford, Porter, Powell, Taliaferro, Terry, Tillar, Waddill, and Wescott—22.

Mr. ECHOLS moved a call of the House.

On motion of Mr. POLLARD, the House adjourned until Thursday, December 31st, at 12 o'clock M.

THURSDAY, DECEMBER 31, 1885.

The Journal was read by the clerk.

The SPEAKER laid before the House a communication from the governor, transmitting a letter from the governor of North Carolina, in relation to the boundary line between North Carolina and Virginia. (Doc. No. 4.)

Also, a communication from the governor, enclosing a report of the board which administered Virginia's exhibit at the New Orleans exposition, and a report of the treasurer of that board. (Doc. No. 5.)

Also, a communication from the governor, transmitting the report of the board of the Chesapeake and its tributaries. (Doc. No. 6.)

The SPEAKER laid before the House a communication from the governor, as follows :

COMMONWEALTH OF VIRGINIA,
GOVERNOR'S OFFICE,
RICHMOND, December 29, 1885.

To the Speaker of the House of Delegates:

I herewith transmit a copy of resolutions passed by the legislature of the state of Louisiana, which, after presentation to your body, you will please send to the Senate, with the request that they be printed. Respectfully,

WILLIAM E. CAMERON.

NEW ORLEANS, LA., June 10, 1884.

Hon. W. E. CAMERON, Governor of Virginia:

DEAR SIR:

The absorbing events which crowded upon each other so rapidly in our country eighteen or twenty years ago may, and I suppose did, interfere with the transmission to the governor of your state the "joint resolutions of thanks to the people of Virginia," which I find in the sad records of that period as having been adopted "by the seventh legislature of the state of Louisiana at its second session, held and begun in the city of Shreveport on the 16th day of January, 1865"; a copy of which, after all this lapse of time, I have now the pleasure of sending to you for such use as may seem most proper, being an everlasting memorial of the admiration of Louisianians for a people who, suffering more, and doing more during those terrible years, than people ever did before, complained less.

The following is a copy of the resolutions:

[No. 73.]

JOINT RESOLUTIONS

Of thanks to the people of Virginia.

Whereas the people of Virginia have on all occasions manifested marked kindness and devoted attention to the sick and wounded soldiers from Louisiana placed among them by the vicissitudes of war; and whereas these kindnesses have ever prompted and received the grateful and hearty thanks of every citizen of this state: therefore.

1. Be it resolved by the Senate and House of Representatives of the state of Louisiana in General Assembly convened, That the cordial thanks of the state of Louisiana are due, and are hereby tendered to the people of Virginia, for the unwearied kindness and devoted attention which they have ever bestowed upon the sick and wounded soldiers of this state, and that these generous deeds will ever be cherished by our people with sentiments of profound gratitude, and the remembrance of them be an additional tie to unite more indissolubly the two states in a cause and confederacy endeared by their common sacrifices and consecrated by their commingled blood.

2. Be it further resolved, That the renown achieved by the sons of Virginia in this war, her firmness amid her arduous trials, her unflinching devotion to the great cause of liberty and independence, and the uniform kindness and sympathy shown by her people to the soldiers of her sister states, entitle her to the appellation of "mother of warriors" as of "states and statesmen," illustrate her characteristic fidelity to principle, and embellish anew her proverbial reputation for hospitality.

3. Be it further resolved, That his excellency the governor be and he is hereby requested to transmit a copy of these resolutions to the governor of Virginia, to be by him communicated to the citizens of that state in such manner as he may deem appropriate.

(Signed),

J. B. ELAM,
Speaker of the House of Representatives.

B. W. PEARCE,
Lieutenant-Governor and President of the Senate.

Approved February 4, 1865.

HENRY W. ALLEN,
Governor of the State of Louisiana.

A true copy :

P. D. HARDY,
Secretary of State.

Governor Allen, as his last act, when penniless but with clean hands was leaving for Mexico, left in my charge, to be surrendered to the federal authorities, all the records and papers of his office, which was faithfully done; and so I have presumed, as his representative, to do just now what seemed also right to be done in forwarding to you the above resolutions.

Respectfully,

JOHN M. SANDIDGE.

The SPEAKER laid before the House a communication from the superintendent of the penitentiary, in response to a resolution of the House asking for an itemized statement of all accounts of amounts charged to improvements, for the fiscal year ending 30th September, 1885; which was referred to the committee on asylums and prisons.

A communication from the governor, by his private secretary, in relation to the case of Messrs. Branch & Co. *vs.* The Commissioners of the Sinking Fund, lately argued in the court of appeals by Judge E. C. Burks, was presented. (Doc. No. 7.)

The SPEAKER laid before the House a communication from the president of the board of public works. (Doc. No. 8.)

Mr. SMITH, from the committee appointed to inform Fitzhugh Lee of his election as governor, and John E. Massey of his election as lieutenant-governor, stated that the duty had been discharged and each of the gentlemen named had expressed his acceptance of the high public trust.

Mr. HAY, under a suspension of the rule, offered the following resolution :

Resolved, That R. R. Farr, superintendent of public instruction, be instructed to report as soon as practicable to this House the number of school children in this state, as shown by the school census of 1885; also the probable number of school books which will be necessary for the use of said children during a school year, and the probable cost of said books—

Which was agreed to.

A message was received from the Senate by Mr. BERRY, who in-

formed the House that the Senate had agreed to a concurrent resolution, as follows:

Resolved (the House of Delegates concurring), That a committee, consisting of the PRESIDENT *pro tempore* of the Senate and SPEAKER of the House of Delegates, be appointed and directed to request of Fitzhugh Lee, governor-elect, and John E. Massey, lieutenant-governor-elect, that they take their oaths of office as governor and lieutenant-governor in the hall of the House of Delegates, at 12 o'clock M., on Friday, January first, in the presence of both Houses; and that said committee request the president or one of the judges of the court of appeals to administer the oaths—

In which they respectfully request the concurrence of the House.

The SPEAKER laid the resolution before the House.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. RYAN moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. RYAN inform the Senate that the resolution had been agreed to.

Mr. RYAN presented the following:

PURCELLVILLE, VA., December 15, 1885.

To the General Assembly of Virginia:

I hereby tender my resignation as one of the school commissioners of the county of Loudoun, to take effect at once. Yours truly,

J. R. SMITH.

Which was referred to the committee on schools and colleges.

The following were presented and referred under rule 37:

By Mr. WADDILL: A bill to reduce taxes in the commonwealth. Referred to the committee on finance.

By Mr. STUART: A bill to incorporate the town of Mount Vernon, in the county of Fairfax. Referred to the committee on counties, cities and towns.

Mr. MARTIN moved that the House do now adjourn; which motion was rejected—nays 45 (no quorum voting).

On motion of Mr. MARTIN, the vote was recorded as follows:

NAYS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Crismond, Dabney, Dickenson, Dunlop, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Martin, Munford, Patton, Porter, Powell, Roberts, Row, Ryan, Smith, Stribling, Taliaferro, Terry, Van Doran, Waddill, and Wilkins—45.

Mr. ECHOLS moved a call of the House; which was agreed to.

On motion of Mr. ECHOLS, further proceedings under the call were postponed until 4½ o'clock P. M.

On motion of Mr. ECHOLS, the chair was vacated until 4½ o'clock P. M.

EVENING SESSION.

The chair was resumed at 4½ o'clock P. M.

Mr. CARDWELL moved that the House do now adjourn; which motion was rejected—nays 54 (a quorum voting).

On motion of Mr. CARDWELL, the vote was recorded as follows:

NAYS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Crismond, Dabney, Dickenson, Dunlop, Dupuy, Echols, Fentress, Figgatt, A. Fulkerson, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Martin, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Porter, Powell, Reid, Roberts, Row, Ryan, Sebrell, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Waddill, and Wilkins—54.

On motion of Mr. ECHOLS, further proceedings under the call were dispensed with.

A message was received from the Senate by Mr. DIGGS, who informed the House that the Senate had agreed to a concurrent resolution, as follows:

Resolved (the House of Delegates concurring), That in all cases where a county judge has been elected since December, 1879, vacancies in the office of such county judge will occur on 1st January, 1886, and the legislature will proceed to-day to elect judges for such counties in all cases where not already elected by the present General Assembly, whose terms will begin on 1st day of January, 1886—
In which they respectfully request the concurrence of the House.

The SPEAKER laid the resolution before the House.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. CARDWELL moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. CARDWELL inform the Senate that the House had agreed to the resolution.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to concurrent resolutions, as follow:

1. Resolved (the House of Delegates concurring), That the General Assembly proceed at 5:15 P. M. to-day to the election of judges for the following counties: Greenville, King and Queen, Pulaski, Wise, and Washington.

2. Resolved, That in the execution of this joint order, nominations for each of these judges shall be made, and the roll shall be called in both houses for the election of each of said judges. When the roll shall have been called for the whole number, the presiding officer of each house shall appoint a committee of three, which together shall constitute a joint committee to count the joint vote in each case, and report the result to their respective houses—

In which they respectfully request the concurrence of the House.

The SPEAKER laid the resolution before the House.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. TERRY moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. TERRY inform the Senate that the House had agreed to the resolution.

The hour of 5:15 o'clock P. M. having arrived,

Ordered, That Mr. BUCHANAN inform the Senate that the House is ready on its part to proceed to the execution of the joint order.

A message was received from the Senate by Mr. ELLYSON, who informed the House that the Senate is ready on its part to proceed to the execution of the joint order.

Mr. DUPUY nominated L. D. Yarrell for county judge of Greenville.

Ordered, That Mr. DUPUY inform the Senate that L. D. Yarrell is the only person in nomination before the House.

A message was received from the Senate by Mr. DIGGS, who informed the House that L. D. Yarrell is the only person in nomination before the Senate.

The roll was called with the following result:

For L. D. Yarrell, - - - - 52

The vote was recorded as follows:

For L. D. YARRELL—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Crismond, Dabney, Dickenson, Dunlop, Dupuy, Echols, Fentress, Figgatt, A. Fulkerson, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Porter, Powell, Reid, Roberts, Row, Ryan, Sebrell, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, and Wilkins—52.

Mr. MUNFORD nominated John G. Dew for county judge of King and Queen.

Ordered, That Mr. MUNFORD inform the Senate that John G. Dew is the only person in nomination before the House.

A message was received from the Senate by Mr. TWYMAN, who informed the House that John G. Dew is the only person in nomination before the Senate.

The roll was called with the following result:

For John G. Dew, - - - - 52

The vote was recorded as follows:

For JOHN G. DEW—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Crismond, Dabney, Dickenson, Dunlop, Dupuy, Echols, Fentress, Figgatt, A. Fulkerson, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Miller, Munford,

Noblin, O'Bannon, Oglesby, Payne, Porter, Powell, Reid, Roberts, Row, Ryan, Sebrell, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, and Wilkins—52.

Mr. BUCHANAN nominated Isaac Hudson for county judge of Pulaski.

Ordered, That Mr. BUCHANAN inform the Senate that Isaac Hudson is the only person in nomination before the House.

A message was received from the Senate by Mr. WILLIAMS, who informed the House that Isaac Hudson is the only person in nomination before the Senate.

The roll was called with the following result :

For Isaac Hudson, - - - - 52

The vote was recorded as follows :

For ISAAC HUDSON—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Crismond, Dabney, Dickenson, Dunlop, Dupuy, Echols, Fentress, Figgatt, A. Fulkerson, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Porter, Powell, Reid, Roberts, Row, Ryan, Sebrell, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, and Wilkins—52.

Mr. CHILDRRESS nominated T. G. Wells for county judge of Wise.

Ordered, That Mr. CHILDRRESS inform the Senate that T. G. Wells is the only person in nomination before the House.

A message was received from the Senate by Mr. WILLIAMS, who informed the House that T. G. Wells is the only person in nomination before the Senate.

The roll was called with the following result :

For T. G. Wells, - - - - 52

The vote was recorded as follows :

For T. G. WELLS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Crismond, Dabney, Dickenson, Dunlop, Dupuy, Echols, Fentress, Figgatt, A. Fulkerson, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Porter, Powell, Reid, Roberts, Row, Ryan, Sebrell, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, and Wilkins—52.

Mr. BUCHANAN nominated F. B. Hutton for county judge of Washington.

Ordered, That Mr. BUCHANAN inform the Senate that F. B. Hutton is the only person in nomination before the House.

A message was received from the Senate by Mr. RHEA, who informed the House that F. B. Hutton and D. F. Bailey are in nomination before the Senate.

The roll was called with the following result :

For F. B. Hutton,	-	-	-	-	52
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The vote was recorded as follows :

For F. B. HUTTON—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Crismond, Dabney, Dickenson, Dunlop, Dupuy, Echols, Fentress, Figgatt, A. Fulkerson, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Porter, Powell, Reid, Roberts, Row, Ryan, Sebrell, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, and Wilkins—52.

The SPEAKER appointed Messrs. DUNLOP, TERRY, and WADDILL the committee on the part of the House to count and report the joint votes.

The committee subsequently, by their chairman, reported as follows :

For county judge of Greenville :

Whole number of votes cast,	-	-	73
Necessary to a choice,	-	-	37
L. D. Yarrell received	-	-	71
George P. Barham,	-	-	2

For county judge of King and Queen :

Whole number of votes cast,	-	-	73
Necessary to a choice,	-	-	37
John G. Dew received	-	-	73

For county judge of Pulaski :

Whole number of votes cast,	-	-	73
Necessary to a choice,	-	-	37
Isaac Hudson received	-	-	71
Samuel W. Williams,	-	-	2

For county judge of Wise :

Whole number of votes cast,	-	-	73
Necessary to a choice,	-	-	37
T. G. Wells received	-	-	71
C. F. Flanary,	-	-	2

For county judge of Washington :

Whole number of votes cast,	-	-	73
Necessary to a choice,	-	-	37
F. B. Hutton received	-	-	71
D. F. Bailey,	-	-	2

L. D. Yarrell, John G. Dew, Isaac Hudson, T. G. Wells, and F. B. Hutton, having each received a majority of all the votes cast, were declared duly elected county judges for the counties respectively of Greenville, King and Queen, Pulaski, Wise, and Washington, for the term prescribed by law.

On motion of Mr. MUNFORD, the House adjourned until to-morrow at 12 o'clock M.

FRIDAY, JANUARY 1, 1886.

Prayer by Bishop A. M. Randolph, of the Episcopal Church.
The Journal was read by the clerk.

The following were presented and referred under rule 37:

By Mr. CARDWELL: A bill to establish a special court of appeals. Referred to the committee for courts of justice.

By Mr. CARDWELL: A bill to authorize the trustees of St. James the Less Episcopal church, of the town of Ashland, to borrow money and execute deeds of trust to secure the same. Referred to the committee for courts of justice.

By Mr. ECHOLS: A bill for the establishment of a state female normal school. Referred to the committee on schools and colleges.

By Mr. POWELL: A bill to provide for the levying and collecting of the state revenue. Referred to the committee on finance.

By Mr. BOLEN: A joint resolution to recover to the sinking fund losses heretofore sustained therein. Referred to the committee on finance.

The hour of 12 o'clock M. having arrived,

The Senate of Virginia, preceded by JOHN L. HURT, president *pro tempore* of the Senate, and their clerk, entered the hall of the House of Delegates, and were received by the delegates standing.

The SPEAKER of the House appointed Messrs. FULKERSON of *Washington* and STRIBLING, of the House, and Mr. BERRY, of the Senate, a committee to inform the governor- and lieutenant-governor-elect that the two houses are in joint convention and await their presence.

Mr. FULKERSON of *Washington* subsequently stated that the governor- and lieutenant-governor-elect had entered the hall of the House with the committee and were each ready to take the oath prescribed by law.

Fitzhugh Lee, governor-elect, and John E. Massey, lieutenant-governor-elect, then respectively, in the presence of the governor of the commonwealth and the joint convention, took the oath prescribed by law, the same being administered by Judge L. L. Lewis, president of the court of appeals of Virginia.

The SPEAKER declared the joint convention adjourned.

On motion of Mr. HAY, the House adjourned until to-morrow at 12 o'clock M.

SATURDAY, JANUARY 2, 1886.

The Journal was read by the clerk.

A communication from the Senate, by their clerk, was read as follows:

In Senate, January 1, 1886.

The Senate have agreed to Senate joint resolution for printing extra copies of the annual report of the board of visitors of the University of Virginia; in which they respectfully request the concurrence of the House of Delegates.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. O'BANNON moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

On motion of Mr. DABNEY, leave of absence was granted the sergeant-at-arms of the House for two days.

Mr. MILLER, under a suspension of the rule, presented

No. 32. House joint resolution for postponing tax-sales and suspending the copying of delinquent tax-lists, which was read a first time.

The following were presented and referred under rule 37:

By Mr. POLLARD: A bill to provide for a special court of appeals. Referred to the committee for courts of justice.

By Mr. ROBERTS: A bill to incorporate the Saltville and Cove Plaster Bank railroad company. Referred to the committee on roads and internal navigation.

By Mr. BOLEN: A bill to give relief to Stanford Stoneman, a disabled soldier. Referred to the committee on finance.

By Mr. PORTER: A bill giving the consent of the state to the purchase by the United States of certain real estate in Norfolk county, and exempting the same from taxation. Referred to the committee for courts of justice.

By Mr. DUPUY: A bill to compensate R. M. Dickenson for certain legal services rendered the commonwealth. Referred to the committee on finance.

By Mr. RYAN: Petition of Mutual fire insurance company of Loudoun, asking a remittance of certain taxes on it and other companies of a similar character. Referred to the committee on finance.

By Mr. PAYNE: A bill for the relief of the sureties of A. F. Creel. Referred to the committee on finance.

By Mr. HAY: A bill to repeal sections 4, 5, 8, 9, 10, 11, and 12, of chapter 137 of the Code of 1873, in relation to laws on usury. Referred to the committee for courts of justice.

By Mr. PORTER: A bill to incorporate the Powhatan oyster company. Referred to the committee on the Chesapeake and its tributaries.

By Mr. MUNFORD: A bill to provide a special court of appeals. Referred to the committee for courts of justice.

By Mr. FULKERSON of *Washington*: A bill to authorize the construction of a railroad from Goodson to and through the coal mines of Russell, Dickenson and Buchanan counties. Referred to the committee on roads and internal navigation.

By Mr. STARKE: A bill to amend and re-enact section 4 of chapter 154 of the Code of 1873, as amended by section 4 of chapter 144 of the Acts of 1874, entitled an act to amend and re-enact sections 3, 4, 6, and 12, of chapter 154 of the Code of 1873, in relation to the jurisdiction of county courts. Referred to the committee for courts of justice.

By Mr. POWELL: A bill to incorporate the Columbia free-bridge and ferry company. Referred to the committee on roads and internal navigation.

The morning hour having expired, the House proceeded to the consideration of business on the calendar.

No. 24. House bill to incorporate the town of Claremont, in Surry county, was, on motion of Mr. PORTER, taken up out of its order on the calendar.

The bill was read a second time, and ordered to be engrossed to be read a third time.

No. 28. House bill to amend an act entitled an act to amend and re-enact the 20th section of the 79th chapter of the Code of 1873, in regard to the duty of city councils to make appropriations for school purposes, was, on motion of Mr. RYAN, taken up out of its order on the calendar.

On motion of Mr. RYAN, the bill was recommitted to the committee on counties, cities and towns.

The motion by Mr. POLLARD to reconsider the vote by which No. 7. House bill to work and keep in repair the roads in the county of Lancaster, was ordered to be engrossed, came up.

On motion of Mr. POLLARD, the motion to reconsider was passed by.

The motion entered by Mr. ECHOLS to reconsider the vote by which No. 11. House bill appropriating \$70,000 to pay the claims allowed disabled soldiers and marines, under act approved February 25, 1884, was ordered to be engrossed, came up.

The motion to reconsider was rejected.

The bill was read a third time and passed—yeas 56.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Cardwell, Chalmers, Crismond, Dabney, Dickenson, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, Franklin, A. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Martin, Miller, Munford, Nance, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Row, Sebrell, Smith, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—56.

No. 3. House bill to amend and re-enact section 11 of chapter 3 of the act approved March 14, 1878, in relation to breaking and entering any horse car, freight car, or passenger car, unfinished business, came up.

The bill was ordered to be engrossed to be read a third time.

No. 2. House engrossed joint resolution for the relief of the tax-payers of this commonwealth, was, on motion of Mr. BOLEN, recommitted to the committee on finance.

No. 20. House engrossed bill to release the lands of the commonwealth delinquent for non-payment of taxes previous to 1875, was read a third time and rejected—yeas 18; nays 31.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Bohannon, Cardwell, Fentress, Franklin, Huffman, Johnson, W. I. Jordan, Keen, Lawson, Lockett, Miller, Pollard, Smith, Taliaferro, Tavenner, Van Doran, and Wescott—18.

NAYS—Messrs. Arnold, Black, Bolen, Buchanan, Chalmers, Childress, Dickenson, Echols, Faulcon, Figgatt, A. Fulkerson, Goad, Hay, Holladay, C. F. Jordan, Leftwich, Lightner, Loving, McCandlish, Martin, Nance, Noblin, O'Bannon, Payne, Peters, Powell, Roberts, Row, Ryan, Sebrell, and Terry—31.

No quorum voting.

Messrs. DUPUY, OGLESBY, BROWN, and STRIBLING were designated as being present and not voting.

Mr. ECHOLS moved to reconsider the vote by which the bill was rejected; which motion was agreed to—yeas 45; nays 11.

On motion of Mr. POLLARD, the vote was recorded as follows:

YEAS—Messrs. Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Chalmers, Childress, Crismond, Dabney, Dickenson, Dunlop, Dupuy, Eastwood, Echols, Fentress, Franklin, A. Fulkerson, Goad, Grimsley, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Lightner, Lockett, Miller, Munford, Noblin, Oglesby, Pollard, Powell, Roberts, Row, Shields, Smith, Taliaferro, Tavenner, Van Doran, and Wescott—45.

NAYS—Messrs. Faulcon, Figgatt, Hay, Loving, McCandlish, Martin, Nance, Reid, Ryan, Sebrell, and Stribling—11.

On motion of Mr. ECHOLS, the bill was recommitted to the committee on finance.

No. 4. House bill to re-enact section 9 of an act approved February 21, 1882, entitled an act to incorporate the Fauquier and Rappahan-

nock railroad company, as amended by an act in force January 28, 1884, was, on motion of Mr. O'BANNON, dismissed.

No. 8. House bill to amend and re-enact an act entitled an act to provide for the election and qualification of county officers, approved January —, 1884, was, on motion of Mr. RYAN, passed by.

No. 9. House bill to amend section 23 of an act entitled an act to amend and re-enact an act entitled an act prescribing the duties, powers, liabilities, and compensation of district officers, approved April 1, 1879, in relation to the compensation of supervisors, was, on motion of Mr. HAY, dismissed.

No. 15. House bill to amend and re-enact section 33 of chapter 49 of the Code of 1873, in reference to property exempt from distress, was, on motion of Mr. MARTIN, passed by.

No. 25. House bill in relation to the removal of causes, and to repeal chapter 170 of the Code of 1873, and all acts amendatory thereof, was, on motion of Mr. MUNFORD, passed by.

No. 22. House joint resolution providing for the publication of names of persons paying taxes in coupons, was read a second time.

The House refused to order the bill to be engrossed to be read a third time—yeas 24; nays 27.

On motion of Mr. FULKERSON of *Washington*, the vote was recorded as follows:

YEAS—Messrs. Speaker, Bolen, Carter, Chalmers, Dabney, Dickenson, Eastwood, Fentress, A. Fulkerson, Holladay, Huffman, Johnson, W. I. Jordan, Keen, Lawson, Miller, Noblin, Peters, Pollard, Sebrell, Shields, Taliaferro, Tavenner, and Van Doran—24.

NAYS—Messrs. Arnold, Black, Buchanan, Cardwell, Crismond, Dunlop, Dupuy, Figgatt, Franklin, Goad, Hay, C. F. Jordan, Lightner, Lockett, Loving, McCandlish, Munford, Nance, Oglesby, Porter, Powell, Roberts, Ryan, Stribling, Terry, Wescott, and Wilkins—27.

No. 17. House bill to relieve the political disabilities of S. R. Donohoe and others, was read a second time.

On motion of Mr. RYAN, the bill was amended, by inserting the name of "B. F. Noland."

The bill, as amended, was ordered to be engrossed to be read a third time.

The following House bills were read a second time and ordered to be engrossed to be read a third time:

No. 6. House bill to authorize a loan of muskets to the Wytheville academy.

No. 12. House bill for the relief of T. A. Graves, of Madison county.

No. 13. House bill to allow Ezra K. Young, Warren H. Young, and Milton Young to erect a wharf at Franklin City, Accomac county, for the purpose of shipping oysters.

No. 14. House bill to allow W. H. Ellis to erect a wharf at Franklin City, Accomac county.

No. 16. House bill authorizing the trustees of the Methodist Epis-

copal Church South, at Wytheville, to sell and convey their church and lot.

No. 19. House bill to amend and re-enact the act of assembly passed 15th January, 1867, entitled an act to incorporate the Charlottesville and University railroad company, and the act amending the same, approved March 6, 1871.

No. 21. House bill for the relief of Giles Crowders and Sidney Gresham from a fine.

No. 29. House bill to amend and re-enact an act approved March 3, 1882, entitled an act to authorize the corporation of Fredericksburg to establish a poor-house and grounds outside of its corporation limits.

On motion of Mr. HAY, the House adjourned until Monday next at 12 o'clock M.

MONDAY, JANUARY 4, 1886.

Prayer by Rev. Dr. C. H. Read, of the Presbyterian Church.

On motion of Mr. RYAN, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows:

In Senate, January 2, 1886.

The Senate have passed a bill entitled an act to incorporate the Suffolk light and water company, No. 22; in which they respectfully request the concurrence of the House of Delegates.

No. 22. Senate bill, was read twice and referred to the committee on propositions and grievances.

No. 33. House bill to amend an act respecting wild game, approved March 18, 1884, reported from the committee on propositions and grievances, was read a first time.

No. 34. House bill giving the consent of the state to the purchase by the United States of certain real estate in Norfolk county and exempting the same from taxation, reported from the committee for courts of justice, was read a first time.

Leave of absence was granted Messrs. FRANKLIN for four days and DUPUY two days.

The following were presented and referred under rule 37:

By Mr. MOSS: A bill for the working, repairing, &c., of the roads and bridges in the county of Buckingham. Referred to the committee on counties, cities and towns.

By Mr. POWELL: A bill extending the time to O. B. Thomas for the collection of certain taxes and levies. Referred to the committee on finance.

By Mr. GRIMSLEY: A bill authorizing the board of supervisors of

Culpeper county to adjudicate the claims of George W. Cooper and Peter C. Smith's executor against said county for working and keeping in repair certain sections of roads in said county. Referred to the committee on counties, cities and towns.

By Mr. KEEN: A bill to amend and re-enact section 13 of an act passed March 1, 1885, entitled an act to amend and re-enact sections 10, 13, 14 and 17 of the charter of Danville. Referred to the committee on counties, cities and towns.

By Mr. KEEN: A bill to regulate homœopathic practice of medicine and surgery. Referred to the committee on propositions and grievances.

By Mr. VAN DORAN: A bill to facilitate the working of county roads, and to secure the better punishment of persons convicted of minor offences. Referred to the committee on asylums and prisons.

By Mr. MAYO: A bill to regulate continuances in civil causes. Referred to the committee for courts of justice.

By Mr. MOSS: A bill to confer police jurisdiction on justices of the peace in Maysville magisterial district, in the county of Buckingham. Referred to the committee for courts of justice.

By Mr. DUPUY: A bill to incorporate the Farmville, Hampton and Worsham telephone company. Referred to the committee on propositions and grievances.

By Mr. MAYO: Joint resolution in regard to obtaining a loan from the United States for the payment of the state debt. Referred to the committee on finance.

By Mr. ECHOLS: A bill to provide for the working and employment of the convicts of the state by the commonwealth. Referred to the committee on asylums and prisons.

By Mr. DABNEY: A bill to repeal an act entitled an act providing for a new board of visitors for the University of Virginia, approved April 14, 1882, and to amend and re-enact sections 2, 4, and 5 of chapter 80 of the Code of 1873. Referred to the committee on schools and colleges.

By Mr. O'BANNON: A petition of B. Clipper and Joseph Grayson, asking to be relieved from the payment of part of a forfeited recognizance. Referred to the committee on finance.

By Mr. ECHOLS: A bill in relation to corporations and associations organized for the purpose of furnishing life indemnity or insurance on the assessment plan. Referred to the committee on finance.

By Mr. ECHOLS: A bill in relation to the immediate commitment of insane persons to the asylums of this commonwealth upon their acquittal in any prosecution on the ground of insanity. Referred to the committee on asylums and prisons.

By Mr. DUNLOP: Petition of Richard Fox, only child and heir-at-law and distributee of Captain Nathaniel Fox, deceased, of Sixth regiment of Continental establishment in Revolutionary war, for five years' full pay, &c., and for appropriation for same. Referred to the committee on finance.

By Mr. STUART: A bill to incorporate the Memorial asylum for in-

fants, in Fairfax county. Referred to the committee on propositions and grievances.

By Mr. DUNLOP: Resolution of board of aldermen of city of Richmond in relation to claims of H. H. Alexander, stenographer, and John Wren, detective, in the Cluverius case. Referred to the committee on finance.

Messrs. WADDILL and O'BANNON asked to have it entered on the Journal that had they been present on Saturday last, when the vote was taken on ordering No. 22, House joint resolution for the publication of names of persons paying taxes in coupons, to be engrossed they would have voted in the negative.

The morning hour having expired, the House proceeded to the consideration of business on the calendar.

The motion made by Mr. POLLARD to reconsider the vote by which No. 7, House bill to work and keep in repair the roads in the county of Lancaster, was ordered to be engrossed, came up.

On motion of Mr. POLLARD, the motion to reconsider was postponed until the first Monday in February.

The following House engrossed bills were read a third time and passed:

No. 13. House engrossed bill entitled an act to allow Ezra K. Young, Warren H. Young, and Milton Young to erect a wharf at Franklin City, in Accomac county, for the purpose of shipping oysters.

No. 21. House engrossed bill entitled an act for the relief of Giles Crowders and Sidney Gresham from a fine.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bolen, Borum, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Crismond, Curlett, Dabney, Dickenson, Downing, Dunlop, Eastwood, Echols, Faulcon, Fentress, Figgatt, Franklin, A. Fulkerson, L. D. Fulkerson, Gills, Goad, Grimsley, Harris, Hay, Holladay, Huffman, Hurt, Johnson, C. F. Jordan, W. H. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, McCandlish, McClintic, Martin, Matthews, Mayo, Moss, Miller, Munford, Nance, Noblin, O'Bannon, Oglesby, Patton, Peters, Pollard, Porter, Powell, Roberts, Row, Sebrell, Shields, Smith, Taliaferro, Tavenner, Terry, Van Doran, Waddill, Wescott, Wilkins, and Wise—72.

No. 14. House engrossed bill entitled an act to allow William H. Ellis to erect a wharf at Franklin City, Accomac county.

No. 6. House engrossed bill entitled an act to authorize a loan of muskets to the Wytheville academy.

No. 29. House engrossed bill entitled an act to amend and re-enact an act approved March 3, 1882, entitled an act to authorize the corporation of Fredericksburg to establish a poor-house and grounds outside of its corporation limits.

No. 3. House engrossed bill entitled an act to amend and re-enact section 11 of chapter 3 of the act approved March 14, 1878, in relation to breaking and entering any horse car, freight car, or passenger car.

No. 16. House engrossed bill entitled an act authorizing the trustees

of the Methodist Episcopal Church South, at Wytheville, to sell and convey their church and lot.

No. 19. House engrossed bill entitled an act to amend and re-enact the act of assembly passed 15th January, 1867, entitled an act to incorporate the Charlottesville and University railroad company, and the act amending the same, approved March 6, 1871.

No. 24. House engrossed bill entitled an act to incorporate the town of Claremont, in Surry county.

No. 17. House engrossed bill entitled an act to remove the political disabilities of S. R. Donohoe and others (two-thirds voting in the affirmative).

No. 12. House engrossed bill entitled an act for the relief of T. A. Graves, of Madison county.

Motions severally made to reconsider the votes by which House engrossed bills Nos. 13, 21, 14, 6, 29, 3, 16, 19, 24, 17, and 12, were passed were rejected.

Ordered, That Mr. RYAN carry House engrossed bill No. 17 to the Senate and request their concurrence.

No. 8. House bill to amend and re-enact an act entitled an act to provide for the election and qualification of county officers, approved January —, 1884, was read a second time.

Mr. WADDILL moved to strike out, in sixth, seventh, and eighth lines of second section the words "provided that the judge may, if he think proper, reject such recommendation and fill said office by his own appointment"; which motion was rejected—yeas 18; nays 54.

On motion of Mr. MARTIN, the vote was recorded as follows:

YEAS—Messrs. Borum, Faulcon, Franklin, Gills, Harris, Hurt, W. H. Jordan, Leftwich, McCandlish, McClintic, Martin, Matthews, Mayo, Moss, Nance, Peters, Sebrell, and Waddill—18.

NAYS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Crismond, Dabney, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Lightner, Loving, Noblin, O'Bannon, Patton, Pollard, Porter, Powell, Roberts, Row, Ryan, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Westcott, and Wilkins—54.

Mr. BUCHANAN moved to amend the bill by striking out, in seventh and eighth lines of second section, as proposed to be amended, the words "and fill said office by his own appointment," and insert, in lieu thereof, the words "provided, that the judge may, if he think proper, reject such recommendation, and if the board of supervisors do not recommend other persons deemed suitable by the said judge within thirty days thereafter, the judge shall fill said office by his own appointment"; which was agreed to.

Mr. MAYO moved to lay the bill on the table; which motion was rejected.

Mr. MARTIN moved to recommit the bill; which motion was rejected.

On motion of Mr. RYAN, the bill was passed by.

A message was received from the Senate by Mr. WILLIAMS, who informed the House that the Senate had passed No. 106, Senate bill entitled an act to amend and re-enact section 2 of chapter 138 of Acts of Assembly, session of 1883-'84, in regard to filling vacancies in the county boards of school commissioners; in which they respectfully request the concurrence of the House.

The SPEAKER laid the bill before the House.

On motion of Mr. FULKERSON of *Washington*, the calendar was postponed for two minutes.

The bill was read twice and placed on the calendar, the rule having been suspended, on motion of Mr. FULKERSON of *Washington*, requiring its reference to a committee.

On motion of Mr. MUNFORD, the bill was amended by striking out the word "circuit," in the tenth line, and inserting, in lieu thereof, the word "county."

Mr. WADDILL moved to amend the bill, by striking out the words "by appointment of the judge of the county court," and inserting, in lieu thereof, the words "by the board of supervisors"; which motion was rejected—yeas 14; nays 51.

On motion of Mr. McCANDLISH, the vote was recorded as follows:

YEAS—Messrs. Borum, Curlett, Faulcon, Franklin, Harris, Hurt, W. H. Jordan, McCandlish, McClintic, Martin, Matthews, Mayo, Nance, and Waddill—14.

NAYS—Messrs. Speaker, Arnold, Buchanan, Cardwell, Carter, Chalmers, Childress, Crismond, Dabney, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Lightner, Loving, Miller, Munford, Noblin, O'Bannon, Peters, Pollard, Porter, Powell, Roberts, Row, Ryan, Sebrell, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—51.

The bill was ordered to its third reading.

The amendment being presently engrossed, the bill was read a third time and passed.

Mr. FULKERSON of *Washington* moved to reconsider the vote by which the bill was passed; which motion was rejected.

Ordered, That Mr. FULKERSON of *Washington* carry the bill to the Senate and request their concurrence in the amendment of the House.

No. 23. House bill to limit the powers of the board of supervisors of Buchanan county, was read a second time and ordered to be engrossed to be read a third time.

On motion of Mr. LAWSON, the House adjourned until to-morrow at 12 o'clock M.

TUESDAY, JANUARY 5, 1886.

Prayer by Rev. Dr. C. H. Read, of the Presbyterian Church.

On motion of Mr. MAYO, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows:

In Senate, January 4, 1886.

The Senate have agreed to the amendment proposed by the House of Delegates to Senate bill entitled an act to amend and re-enact section 2 of chapter 138 of Acts of Assembly, session of 1883-'84, in regard to filling vacancies in the county boards of school commissioners, No. 106.

They have passed bills entitled an act to postpone the sale of delinquent lands in King William county, No. 70; and an act to appropriate certain moneys to meet a note given by the board of the Eastern lunatic asylum to raise funds to rebuild certain buildings destroyed by fire on the 7th day of June, 1885, No. 94.

They have agreed to a joint resolution in regard to the sale of delinquent lands; and to a joint resolution providing for the appointment of a joint committee to report a plan and estimate of costs for the erection of a library building, &c.

In which they respectfully request the concurrence of the House of Delegates.

No. 94. Senate bill, was read twice and placed on the calendar, the rule having been suspended, on motion of Mr. POLLARD, requiring its reference to a committee.

No. 70. Senate bill, was read twice and referred to the committee on finance.

Senate joint resolution in regard to the sale of delinquent lands, was read twice and placed on the calendar, the rule having been suspended, on motion of Mr. PETERS, requiring its reference to a committee.

Senate joint resolution was read as follows:

Whereas under the provisions of an act to provide for the sale of certain lands in the town of Buchanan and city of Richmond, approved March 10, 1884, the proceeds of the sale were ordered to be invested in bonds of the state, to be held for the erection of a public building, to be used as a library and for public offices; and whereas the necessities of the state require such building to be erected as early as possible:

Resolved (the House of Delegates concurring), That a special committee, consisting of three on the part of the Senate and five on the part of the House of Delegates, be appointed to report a plan and estimate of cost for the erection of a public building, on or near the

public square, said committee to report during the present session of the General Assembly: provided that no money be expended under this resolution.

The House refused to refer the resolution to a committee.

On motion of Mr. FULKERSON of *Washington*, the resolution was amended, by adding at the end thereof the following:

"The committee shall further ascertain and report the estimated cost of a state house of capacity sufficient to accommodate the legislature, the state officers, and the public library, built of granite quarried in the state quarry by convicts."

The resolution, as amended, was agreed to.

Mr. POLLARD moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

No. 20. House bill to release the lands of the commonwealth delinquent for non-payment of taxes previous to 1875, heretofore recommitted to the committee on finance, was reported back with an amendment, in the nature of a substitute.

No. 2. House joint resolution for the relief of the tax-payers of this commonwealth, heretofore recommitted to the committee on finance, was reported back with an amendment.

No. 8. Senate bill to release lot No. 374, in the plan of Sidney, from taxes reported delinquent, was reported from the committee on finance.

No. 35. House bill to amend and re-enact section 73 of an act entitled an act prescribing general provisions in relation to commissioners of the revenue and the assessment of taxes on persons, property, incomes, licenses, &c., approved March 16, 1875, as amended by an act approved April 20, 1877, and the act approved April 20, 1882, reported from the committee on finance, was read a first time.

No. 36. House bill to incorporate the Powell's river academy, was reported from the committee on schools and colleges, with the recommendation that it do not pass.

The following bills, reported from the committee on propositions and grievances, were read a first time:

No. 37. House bill to amend and re-enact section 3 of chapter 514 of Acts of 1883-'84, entitled an act to amend an act approved March 9, 1880, respecting wild game.

No. 38. House bill to incorporate the Colored agricultural and industrial association of Virginia.

No. 39. House bill to amend section 3 of an act approved March 18, 1884, to amend an act approved March 9, 1880, respecting wild game, with the recommendation that it do not pass.

No. 40. House bill to incorporate the Farmville, Hampden Sidney and Worsham telephone company.

No. 22. Senate bill entitled an act to incorporate the Suffolk light and water company, was reported from the committee on propositions and grievances.

Mr. JOHNSON, under a suspension of the rule, presented

No. 41. House joint resolution requesting the senators and repre-

sentatives in Congress to urge the passage of laws protecting the fish interests of Virginia, which was read a first time.

Leave of absence for four days was granted to Mr. MATTHEWS.

A message was received from the Senate by Mr. WINGFIELD, who informed the House that the Senate had passed House bill entitled an act to amend and re-enact the act of assembly passed 15th January, 1867, entitled an act to incorporate the Charlottesville and University railroad company, and the act amending the same, approved March 6, 1871, No. 19.

Mr. MUNFORD offered the following resolution:

Resolved, That the superintendent of public printing be directed to furnish each of the revisers of the Code a copy of all bills introduced and printed providing for the amendment of the Code or any act of the General Assembly of general interest.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

The following were presented and referred under rule 37:

By Mr. FIGGATT: A bill to provide text-books for the children attending the public free schools. Referred to the committee on schools and colleges.

By Mr. HOGG: A bill to give aid to the widows who lost husbands during the late war. Referred to the committee on finance.

By Mr. NANCE: A bill to provide for the protection of deer in the counties of Charles City and New Kent. Referred to the committee on propositions and grievances.

By Mr. GILLS: A bill to increase the salary of the county judge of Amelia. Referred to the committee for courts of justice.

By Mr. DABNEY: A bill to prescribe a limitation to the period within which a petition may be filed, or other proceeding had or instituted to try the question as to whether any paper in print, writing, engraving or lithographing, purporting to be a coupon, detached from or attached to any bond of the state of Virginia, is a genuine, legal coupon. Referred to the committee for courts of justice.

By Mr. WILKINS: A bill to amend and re-enact section 33 of chapter 49 of the Code of 1873, in reference to property exempt from distress. Referred to the committee for courts of justice.

By Mr. PAYNE: A bill for the relief of the sureties of William A. Jennings, late clerk of the county court of Fauquier county. Referred to the committee on finance.

By Mr. JOHNSON: A bill to amend and re-enact an act entitled an act to amend an act approved March 9, 1880, respecting wild game, approved March 18, 1884. Referred to the committee on propositions and grievances.

By Mr. POWELL: A bill to amend and re-enact an act entitled an act to amend and re-enact the first section of an act approved April 2, 1870, to district the state for county judges, approved March 20, 1873, and amended by an act approved April 18, 1882; also to define

the jurisdiction of the county courts. Referred to the committee for courts of justice.

By Mr. FENTRESS: A bill to increase the salary of the county judge of Princess Anne. Referred to the committee for courts of justice.

By Mr. STRIBLING (by request): A bill to amend and re-enact an act in force February 21, 1883, to incorporate the Virginia and Carolina railroad company. Referred to the committee on roads and internal navigation.

By Mr. PAYNE: A bill to authorize an increase in the salary of the judge of the Eleventh judicial circuit. Referred to the committee for courts of justice.

By Mr. DABNEY: A bill to amend and re-enact section 39 of chapter 167 of the Code of 1873, in relation to proof of handwriting. Referred to the committee for courts of justice.

The morning hour having expired, the House proceeded to the business on the calendar.

On motion of Mr. BOLEN,

No. 2. House joint resolution for the relief of the tax-payers of this commonwealth, was taken up out of its order on the calendar.

The amendment proposed by the committee on finance, to strike out the word "February," where it occurs in the first section, and insert in lieu thereof the word "March," was agreed to.

The bill, as amended, was ordered to be engrossed to be read a third time.

Mr. BOLEN moved to reconsider the vote by which the House ordered the bill to be engrossed; which motion was rejected.

No. 94. Senate bill entitled an act to appropriate certain moneys to meet a note given by the board of the Eastern lunatic asylum to raise funds to rebuild certain buildings destroyed by fire on the 7th day of June, 1885, was read a third time and passed—yeas 53; nays 11.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Black, Bolen, Brown, Cardwell, Chalmers, Childress, Dabney, Darst, Downing, Dunlop, Eastwood, Fentress, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Mayo, Moss, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Row, Ryan, Seibrell, Shields, Smith, Stribling, Taliaferro, Tavenner, Van Doran, Wescott, and Wilkins—53.

NAYS—Messrs. Borum, Faulcon, Gills, McCandlish, McClintic, Mauck, Southworth, Turner, Waddill, Webb, and Wise—11.

Mr. CARDWELL moved to reconsider the vote by which the bill was passed; which motion was rejected.

Senate joint resolution in regard to the sale of delinquent lands, came up.

On motion of Mr. POLLARD, the resolution was amended by adding, as an independent section, "This act shall be in force from its passage."

The resolution, as amended, was ordered to its third reading.

The amendment being presently engrossed, the resolution was read a third time and agreed to.

Mr. POLLARD moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. PETERS carry the resolution to the Senate and request their concurrence in the amendment of the House.

No. 8. Senate bill entitled an act to release lot No. 374 in the plan of Sidney from taxes, reported delinquent, was read a third time and passed—yeas 52.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Black, Bolen, Chalmers, Childress, Curlett, Dabney, Darst, Downing, Dunlop, Eastwood, Faulcon, A. Fulkerson, Gills, Goad, Grimsley, Harris, Hay, Hoge, Holladay, Huffman, Hylton, Johnson, Jones, W. H. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Mayo, Moss, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Row, Ryan, Sebrell, Smith, Stribling, Van Doran, and Wescott—52.

Mr. DUNLOP moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 23. House engrossed bill to limit the powers of the board of supervisors of Buchanan county, was read a third time and passed.

No. 8. House bill to amend and re-enact an act to provide for the election and qualification of county officers, approved January 18, 1884, came up.

Mr. McCANDLISH moved that the bill be made a special order for to-morrow at 12 o'clock; which motion was rejected.

Mr. WADDILL moved to dismiss the bill; which motion was rejected—yeas 22; nays 46.

On motion of Mr. WADDILL, the vote was recorded as follows :

YEAS—Messrs. Bolling, Borum, Faulcon, Gills, Harris, Hay, Hurt, Hylton, Jones, W. H. Jordan, McCandlish, McClintic, Mauck, Mayo, Moss, Munford, Nance, Southworth, Turner, Waddill, Webb, and Wise—22.

NAYS—Messrs. Black, Bolen, Brown, Cardwell, Chalmers, Childress, Dabney, Darst, Downing, Dunlop, Eastwood, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Miller, Noblin, O'Bannon, Oglesby, Payne, Peters, Pollard, Porter, Powell, Row, Ryan, Sebrell, Shields, Smith, Taliaferro, Tavenner, Van Doran, Wescott, and Wilkins—46.

Mr. SOUTHWORTH moved to amend the bill by striking out, in third line of second section, the word "June," and inserting "November"; which motion was rejected.

Mr. RYAN moved to reconsider the vote by which the amendment offered by Mr. BUCHANAN was agreed to on yesterday; which motion was agreed to.

The question recurring on agreeing to the amendment offered by Mr. BUCHANAN,

On motion of Mr. CARDWELL, the bill was passed by.

No. 15. House bill to amend and re-enact section 33 of chapter 49

of the Code of 1873, in reference to property exempt from distress, was, on motion of Mr. WADDILL, passed by.

No. 25. House bill in relation to the removal of causes, and to repeal chapter 170 of the Code of 1873, and all acts amendatory thereof, was, on motion of Mr. MUNFORD, passed by.

No. 32. House joint resolution for postponing tax-sales and suspending the copying of delinquent tax-lists, was, on motion of Mr. MILLER, dismissed.

The following bills were read a second time and ordered to be engrossed to be read a third time:

No. 27. House bill to amend, re-enact, extend and renew the charter of the Staunton gas company, passed February 16, 1853.

No. 30. House bill to incorporate the trustees of the Baptist ministers' relief fund of Virginia.

No. 31. House bill to incorporate Hines memorial association of the Knights of Pythias.

No. 34. House bill giving the consent of the state to the purchase by the United States of certain real estate in Norfolk county and exempting the same from taxation.

On motion of Mr. LAWSON, the House adjourned until to-morrow at 12 o'clock M.

WEDNESDAY, JANUARY 6, 1886.

The SPEAKER being absent, Mr. FULKERSON of *Washington*, chairman of the committee on privileges and elections, in the chair.

Prayer by Rev. Dr. C. H. Read, of the Presbyterian Church.

On motion of Mr. CURLETT, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows:

In Senate, January 5, 1886.

The Senate have agreed to the amendment of the House to Senate joint resolution in regard to the sale of delinquent lands.

They have passed Senate bill entitled an act to incorporate the Montgomery intelligence company, No. 57; Senate bill entitled an act to repeal an act entitled an act for the protection of deer in the counties of Bland and Wythe, No. 54; Senate bill entitled an act for repeal of game law, so far as it applies to the county of Mecklenburg, No. 46; Senate bill entitled an act for the sale of the church property belonging to the First Baptist church of Christiansburg, Montgomery county, Va., No. 66; Senate bill entitled an act to enable the town of Fincastle to aid in founding and maintaining a high school for boys at or near said town, No. 44; Senate bill entitled an act to amend and re-enact chapter 187, Acts of Extra Session, 1884, providing for a new registration of the voters of the city of Richmond, No. 43; and Senate

bill to authorize the council of the town of Salem to issue new bonds of said town, sufficient to retire the bonds issued for the construction of water works, No. 4.

In which bills they respectfully request the concurrence of the House of Delegates.

No. 57. Senate bill, was read twice and referred to the committee on propositions and grievances.

No. 44. Senate bill, was read twice and referred to the committee on schools and colleges.

No. 66. Senate bill, was read twice and referred to the committee for courts of justice.

Nos. 4, 46, and 54, Senate bills, were read twice and referred to the committee on counties, cities and towns.

No. 43. Senate bill, was read twice and referred to the committee of privileges and elections.

The following bills, reported from the committee on roads and internal navigation, were read a first time:

No. 42. House bill to incorporate the Chicago, Parkersburg and Norfolk railroad company.

No. 43. House bill to establish a ferry across the James river.

No. 44. House bill to incorporate the Danbury and Parkersburg railroad company.

Mr. O'BANNON offered the following concurrent resolution:

Resolved (the Senate concurring), That a committee of five on the part of the House and three on the part of the Senate be appointed to inquire and report upon the present management of the Eastern lunatic asylum; that the said committee shall have the power to send for persons and papers, and to employ a stenographer, if necessary.

The House refused to refer the resolution to a committee.

Mr. MUNFORD offered the following as a substitute for the resolution:

Resolved (the Senate concurring), That a committee of five on the part of the House and three on the part of the Senate be appointed to inquire and report upon the management of the Eastern lunatic asylum under the present administration; inquiring into the cause of the recent fire, the conduct of the officials, and such other matters as the committee may deem of sufficient importance to demand investigation, and report; and said committee shall have power to send for persons and papers—

Which was agreed to.

The resolution offered by Mr. O'BANNON, as amended by the substitute, was agreed to.

Mr. O'BANNON moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. O'BANNON carry the resolution to the Senate and request their concurrence.

A message was received from the Senate by Mr. EDMUNDS, who informed the House that the Senate had agreed to a concurrent resolution, as follows:

Resolved (the House of Delegates concurring), That a committee of five on the part of the House and three on the part of the Senate be appointed to inquire and report upon the present management of the Eastern lunatic asylum—

In which they respectfully request the concurrence of the Senate.

The resolution was referred to the committee on asylums and prisons.

Leave of absence was granted Messrs. STUART for one day, MUMFORD two days, PATTON and EASTWOOD three days each, and TILLAR seven days.

The following were presented and referred under rule 37:

By Mr. LIGHTNER: A bill for the protection of fish in the waters of the commonwealth above tidewater. Referred to the committee on the Chesapeake and its tributaries.

By Mr. RICE: A bill to authorize G. W. Koontz, treasurer of Shenandoah county, to complete delinquent returns as to state and county levies, and for other purposes. Referred to the committee on finance.

By Mr. GRIMSLEY: Petition of members of the Culpeper bar, asking enlargement of jurisdiction of county court in civil causes. Referred to the committee for courts of justice.

By Mr. HAY: A bill to incorporate the Madison Courthouse and Orange railroad company. Referred to the committee on roads and internal navigation.

By Mr. MARTIN: A bill authorizing the board of Norfolk county to levy a license tax for the sale of wine, alcoholic and malt liquors, for the use and benefit of the free schools of said county. Referred to the committee on finance.

By Mr. MAYO: A bill for the relief of William Chilton, late treasurer of Lancaster county. Referred to the committee on finance.

By Mr. DOWNING: A bill to provide for the opening, altering, changing, and working the public roads in Warren county. Referred to the committee on counties, cities, and towns.

By Mr. MAYO: A bill to punish champerty when it affects only the state. Referred to the committee for courts of justice.

By Mr. MAYO: A bill to punish barratry when it affects the citizens or state. Referred to the committee for courts of justice.

By Mr. EASTWOOD: Petition of citizens of West Point in reference to the sale of delinquent lands in the town of West Point. Referred to the committee on finance.

By Mr. HOGG: A bill to regulate the times for holding courts in the fourth judicial circuit. Referred to the committee for courts of justice.

By Mr. TAVENNER: A bill for the relief of Charles W. Hollis, of the city of Winchester. Referred to the committee on finance.

The morning hour having expired, the House proceeded to the consideration of business on the calendar.

No. 2. House joint resolution for the relief of the tax-payers of this commonwealth, was read a third time and agreed to—yeas 55; nays 18.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Acker, Arnold, Bohannon, Bolen, Bolling, Brown, Burks, Chalmers, Childress, Crammond, Darst, Dickenson, Dunlop, Faulcon, Fentress, L. D. Fulkerson, Gills, Goad, Grimsley, Harris, Hoge, Holladay, Hurt, Hylton, Johnson, Jones, W. H. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Mallory, McCandlish, McClintic, Martin, Mauck, Mayo, Munford, Nance, Noblin, Oglesby, Peters, Powell, Ruggles, Sebrell, Smith, Southworth, Taliaferro, Tavenner, Terry, Tillar, Turner, Waddill, Webb, and Wescott—55.

NAYS—Messrs. Black, Cardwell, Dabney, Downing, Echols, Figgatt, Hay, Huffman, C. F. Jordan, Lightner, Lockett, Loving, O'Bannon, Pollard, Rice, Saunders, Tribling, and Wilkins—18.

Mr. **BOLEN** moved to reconsider the vote by which the joint resolution was agreed to.

Mr. **CARDWELL** moved to pass by the motion to reconsider; which motion was rejected.

The motion to reconsider was rejected.

Ordered, That Mr. **BOLEN** carry the joint resolution to the Senate and request their concurrence.

No. 20. House bill to release the lands of the commonwealth delinquent for non-payment of taxes previous to 1875, was, on motion of Mr. **SMITH**, taken up out of its order on the calendar.

Mr. **PAYNE** moved to strike out, in tenth line of seventh section, the words "without actual notice," and insert, "and has paid for the same in full, and is without notice, and could not have obtained notice by due diligence"; which motion was rejected.

On motion of Mr. **BUCHANAN**, the substitute proposed by the committee on finance was amended by inserting after the word "commonwealth," in the nineteenth line of section seven, the following:

"But no fee shall be taxed in favor of the said attorney for the commonwealth unless the taxes and levies in controversy exceed \$20."

On motion of Mr. **DABNEY**, the substitute was further amended by inserting, after the word "due," in the fourteenth line of seventh section, the following:

"But no real estate shall be released from taxes or levies properly assessed since the first day of January, 1875, when the same have not been paid."

The substitute, as amended, was agreed to.

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 30. House engrossed bill to incorporate the trustees of the Baptist ministers' relief fund of Virginia, was read a third time and passed.

Mr. **MUNFORD** moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 34. House engrossed bill giving the consent of the state to the

purchase by the United States of certain real estate in Norfolk county, and exempting the same from taxation, came up.

Mr. MARTIN moved to pass by the bill; which motion was rejected.

The bill was read a third time and passed—yeas 55; nays 17.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Arnold, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Crismond, Fabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Loving, Miller, Munford, Noblin, O'Bannon, Payne, Peters, Porter, Powell, Rice, Roberts, Ruggles, Saunders, Sebrell, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—55.

NAYS—Messrs. Bolling, Borum, Faulcon, Gills, Hurt, Hylton, W. H. Jordan, Malory, McCandlish, McClintic, Martin, Mauck, Nance, Southworth, Turner, Webb, and Wise—17.

Mr. PORTER moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 27. House engrossed bill to amend, re-enact, extend, and renew the charter of the Staunton gas company, passed February 16, 1853, was read a third time and passed.

Mr. ECHOLS moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 31. House engrossed bill to incorporate the Hines memorial association of the Knights of Pythias, was read a third time and passed.

Mr. HAY moved to reconsider the vote by which the bill was passed; which motion was rejected.

On motion of Mr. PETERS, the House adjourned until to-morrow at 12 o'clock M.

THURSDAY, JANUARY 7, 1886.

Speaker STUART in the chair.

Prayer by Rev. Dr. C. H. Read, of the Presbyterian Church.

On motion of Mr. LAWSON, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows:

In Senate, January 6, 1886.

The Senate have agreed to the amendment proposed by the House of Delegates to Senate joint resolution providing for the appointment of a joint committee to report a plan and estimate of costs for the erection of a library building, &c.

They have passed a bill entitled an act to amend and re-enact section 3 and to repeal section 8 of an act entitled an act to establish a state female normal school, and to add an independent section, No. 65.

In which they respectfully request the concurrence of the House of Delegates.

No. 65. Senate bill, was read twice and referred to the committee on schools and colleges.

No. 45. House bill to authorize the establishment of a ferry across James river at Columbia, from the depot of the Richmond and Alleghany railroad to a convenient point on the opposite side of the river, reported from the committee on roads and internal navigation, was read a first time.

No. 46. House bill to amend and re-enact section 15 of chapter 16 of Acts of 1877-'78, in relation to trials before justices, reported from the committee for courts of justice, was read a first time.

The following House bills, reported from the committee on finance, were read a first time:

No. 47. House bill to relieve William H. Cole, of Halifax county, from the payment of license tax.

No. 48. House bill to amend and re-enact an act entitled an act for the relief of the sureties of P. R. Ford, &c.

The following report was agreed to:

The committee on asylums and prisons have had under consideration a bill, to them referred, in relation to the immediate commitment of insane persons to the asylums of this commonwealth upon their acquittal in any prosecution on the ground of insanity, and ask to be discharged from its further consideration, and that it be referred to the committee for courts of justice.

Mr. WISE offered the following resolution:

Resolved, That the committee on the Chesapeake and its tributaries be directed to prepare and report a bill to prevent the catching of wild fowl in nets and traps, or the killing of the same, except by guns which can be held and fired from the shoulder.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. WISE offered the following resolution:

Resolved, That the committee on counties, cities, and towns be directed to prepare a general bill to provide for the processioning of lands in such counties of the commonwealth as the supervisors thereof may deem necessary.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

The following were presented and referred under rule 37:

By Mr. DUPUY: A bill to amend and re-enact sections 1, 3, 6, 9, 11, 12, and 15, of chapter 264 of Acts of Assembly of 1878-'79, to provide for the workings of the public roads in Prince Edward county. Referred to the committee on counties, cities, and towns.

By Mr. ECKOLS: A bill to amend and re-enact section 1 of chapter 35 of the Acts of Assembly of 1874, entitled an act to prevent obstructing with timber or rendering foul the water-courses of this state,

approved February 11, 1874. Referred to the committee on propositions and grievances.

By Mr. CRISMOND: A petition of Mrs. E. A. Pittman and Miss S. C. Pittman, asking to be released from fine. Referred to the committee on finance.

By Mr. RICE: A bill to amend and re-enact section 30 of an act entitled an act to amend and re-enact an act entitled an act prescribing the duties, powers, liabilities, and compensation of certain county officers, providing for the collection of taxes, and for the repeal of chapters 37 and 46, Code of 1873, approved March 29, 1875, as amended by an act approved March 29, 1876, amending sections 15 and 30, and by act approved the same day, amending section 47, and by an act approved March 20, 1877, and by an act approved April 2, 1877, amending the eighteenth and twentieth sections, and by an act approved on the same day, amending the thirtieth section, and by three several acts, approved March 12, 1878, amending the seventh, sixth, and twenty-ninth sections of said first-mentioned act, and to repeal all acts and parts of acts inconsistent therewith. Referred to the committee on finance.

By Mr. BORUM: A bill providing for working and keeping in order the public roads of Nansemond county, and for levying the necessary tax for said purposes. Referred to the committee on counties, cities and towns.

By Mr. HAY: A bill to incorporate the Madison Courthouse and Gordonsville telephone company. Referred to the committee on propositions and grievances.

By Mr. ROBERTS: A bill for the relief of Joseph Copenhaver. Referred to the committee for courts of justice.

By Mr. STUART: A bill to allow persons charged with crime to testify in their own behalf. Referred to the committee for courts of justice.

By Mr. ACKER: A bill to repeal an act entitled an act to provide for the restoration of certain records in the clerk's office of the county court of Rockingham county. Referred to the committee on counties, cities and towns.

By Mr. LEFTWICH: A bill to amend and re-enact an act to amend and re-enact section 5, chapter 48, Code of 1873, in regard to the pay of a justice. Referred to the committee for courts of justice.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 22. Senate bill entitled an act to incorporate the Suffolk light and water company, was read a third time and passed.

No. 20. House engrossed bill to amend sections 4 and 7 of an act approved March 19, 1884, entitled an act to provide for the sale of lands delinquent for taxes and county levies, was read a third time and passed—yeas 57; nays 18.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Arnold, Black, Bohannon, Bolen, Bolling, Brown, Buchanan, Cardwell, Chalmers, Crismond, Daret, Dickenson, Downing, Dunlop, Dupuy, Faulcon, Fen-

tress, Figgatt, A. Fulkerson, L. D. Fulkerson, Harris, Hay, Hoge, Holladay, Huffman, Hylton, Johnson, Jones, C. F. Jordan, W. H. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Loving, Mauck, Miller, Noblin, O'Bannon, Oglesby, Peters, Porter, Powell, Reid, Rice, Roberts, Row, Saunders, Smith, Southworth, Taliaferro, Tavenner, Terry, Van Doran, Waddill, Wescott, and Wise—57.

NAVS—Messrs. Speaker, Borum, Childress, Curlett, Echols, Gills, Goad, Lighter, Mallory, McCandlish, McClintic, Martin, Moss, Nance, Payne, Ryan, Sebrell, and Stribling—18.

Mr. MILLER moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 8. House bill to amend and re-enact an act entitled an act to provide for the election and qualification of county officers, approved January —, 1884, was, on motion of **Mr. RYAN**, passed by.

No. 10. House bill to incorporate the Wythe and Speedwell mining and manufacturing company, was read a second time and ordered to be engrossed to be read a third time.

No. 15. House bill to amend and re-enact section 33 of chapter 49 of the Code of 1873, in reference to property exempt from distress, was, on motion of **Mr. MALLORY**, recommitted to the committee for courts of justice.

No. 33. House bill to amend an act respecting wild game, approved March 18, 1884, was read a second time and ordered to be engrossed to be read a third time.

No. 35. House bill to amend and re-enact section 73 of an act entitled an act prescribing general provisions in relation to commissioners of the revenue and the assessment of taxes on persons, property, incomes, licenses, &c., approved March 16, 1875, as amended by an act approved April 20, 1877, and the act approved April 20, 1882, was read twice and ordered to be engrossed to be read a third time.

Mr. ECHOLS moved to reconsider the vote by which the bill was ordered to be engrossed.

On motion of **Mr. ECHOLS**, the motion to reconsider was passed by.

No. 36. House bill to incorporate the Powell's River academy, was, on motion of **Mr. SAUNDERS**, dismissed.

No. 37. House bill to amend and re-enact section 3 of chapter 514 of Acts of 1883-'84, entitled an act to amend an act approved March 9, 1880, respecting wild game, was read a second time.

On motion of **Mr. RYAN**, the bill was amended by adding, after the word "passage," in the third section, the following: "but shall not apply to the county of Loudoun."

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 38. House bill to incorporate the Colored agricultural and industrial association of Virginia, was read a second time and ordered to be engrossed to be read a third time.

No. 39. House bill to amend section 3 of an act approved March 18, 1884, to amend an act approved March 9, 1880, respecting wild game, was, on motion of **Mr. GOAD**, dismissed.

No. 41. House joint resolution requesting the senators and repre-

sentatives in Congress to urge passage of laws protecting the fish interests of Virginia, was read a second time and ordered to be engrossed to be read a third time.

The SPEAKER appointed MESSRS. SHIELDS, FULKERSON of *Washington*, JORDAN of *Rockbridge*, STARKE, and WISE, the committee on the part of the House, under Senate joint resolution providing for the appointment of a joint committee to report a plan and estimate the costs for the erection of a library building, &c.

The SPEAKER appointed Mr. POWELL on the committee on agriculture and mining, in place of Mr. CHICHESTER.

On motion of Mr. LAWSON, the House adjourned until to-morrow at 12 o'clock M.

FRIDAY, JANUARY 8, 1886.

Prayer by Rev. Dr. C. H. Read, of the Presbyterian Church.

On motion of Mr. GOAD, the reading of the Journal was dispensed with.

The following House bills, reported from the committee for courts of justice, were read a first time:

No. 49. House bill to amend and re-enact section 3 of chapter 120, Code of 1873, and to add an additional section thereto, in regard to partition.

No. 50. House bill to allow persons charged with crime to testify in their own behalf.

No. 51. House bill to amend and re-enact section 15 of chapter 159 of Code of 1873, in relation to partition.

No. 52. House bill to incorporate the Powhatan oyster company, reported from the committee on the Chesapeake and its tributaries, was read a first time.

The following House bills, reported from the committee on counties, cities, and towns, were read a first time:

No. 53. House bill authorizing the board of supervisors of Culpeper county to adjudicate the claim of George W. Cooper and Peter C. Smith's execution against said county for working and keeping in repair certain sections of roads in said county.

No. 54. House bill for working, repairing, &c., of the roads and bridges in the county of Buckingham.

No. 55. House bill to encourage education and to educate white female teachers for the public schools of the state, reported from the committee on schools and colleges, was read a first time.

The following Senate bills were reported from the committee on counties, cities, and towns:

No. 4. Senate bill entitled an act to authorize the council of the town of Salem to issue new bonds of said town sufficient to retire the bonds issued for the construction of water-works.

No. 54. Senate bill entitled an act to repeal an act entitled an act for the protection of deer in the counties of Bland and Wythe.

No. 46. Senate bill entitled an act to repeal the game law, so far as it applies to the county of Mecklenburg.

No. 44. Senate bill entitled an act to enable the town of Fincastle to aid in founding and maintaining a high school for boys at or near said town, was reported from the committee on schools and colleges.

The following report was agreed to :

The committee on roads and internal navigation have, according to order, had under consideration a bill, to them referred, to provide for the employment of convicts on county roads and the building of local railroads in counties of the state, and other internal improvements, and ask to be discharged from its further consideration, and that it be referred to the committee on asylums and prisons.

Mr. O'BANNON offered the following resolution :

Resolved, That the committee on public property be instructed to examine at once the governor's mansion, and report what repairs, &c., if any, are needed to put the property in proper condition, and recommend the appropriation of an amount sufficient to cover the expenses of the same.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. RYAN offered the following resolution :

Resolved, That the committee for courts of justice be requested to ascertain and report to this body whether or not, under the constitution, the legislature has a right to furnish free books to all the children of this commonwealth.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Leave of absence was granted Messrs. KEEN for one day and FAULCON three days.

The following were presented and referred under rule 37 :

By Mr. STUART : A bill to incorporate the Mineral railroad company. Referred to the committee on roads and internal navigation.

By Mr. LEFTWICH : Resolution of trustees of schools for Lynchburg in relation to free text-books. Referred to the committee on schools and colleges.

By Mr. BUCHANAN : A bill to amend the first section of an act entitled an act to amend the first, second, and third sections of an act entitled an act to incorporate the Saltville and Coal Mine railroad company, and to change the name of the Norfolk and Cincinnati railroad company, approved January 14, 1882, and to fix the point at which the said company may commence the construction of its road. Referred to the committee on roads and internal navigation.

By Mr. SMITH : A bill to authorize the board of supervisors of Caroline county to increase the pay of judge of said county. Referred to the committee for courts of justice.

By Mr. DUPUY : A bill to amend and re-enact section 1 of chapter

514 of Acts of Assembly, 1883-'84, respecting wild game. Referred to the committee on propositions and grievances.

By Mr. WEBB: A bill to provide for the better collection, safe keeping, and transfer of the public revenue. Referred to the committee on finance.

By Mr. MAYO: A bill to define the true boundary line between Maryland and Virginia, and to designate the headlands on the Potomac river. Referred to the committee for courts of justice.

By Mr. WEBB: Memorial in regard to local option. Referred to the committee on finance.

By Mr. BLACK: A bill to increase the salary of the judge of the county of Montgomery. Referred to the committee for courts of justice.

By Mr. BUCHANAN: A bill to amend and re-enact sections 7, 8, and 10, chapter 145, Code of 1873, in relation to action for injuries. Referred to the committee for courts of justice.

By Mr. HUFFMAN: A bill in relation to duties and compensation of attorneys for the commonwealth. Referred to the committee for courts of justice.

By Mr. MILLER: Resolution as to effect of electing corporation judges when there is no vacancy. Referred to the committee for courts of justice.

By Mr. ECHOLS: A bill to amend and re-enact section 7 of chapter 159, Acts of 1883-'84, entitled an act to incorporate the town of Greenville, Augusta county, approved February 25, 1884. Referred to the committee on counties, cities, and towns.

By Mr. ECHOLS: A bill to amend and re-enact section 1 of chapter 514, Acts of 1883-'84, entitled an act to amend an act approved March 9, 1880, respecting wild game, approved March 18, 1884. Referred to the committee on propositions and grievances.

By Mr. DABNEY: A bill to prescribe the evidence necessary for the proof of writings not in the personal handwriting of the parties purporting to have made the same. Referred to the committee for courts of justice.

By Mr. BANDY: A bill to render valid the action of the board of supervisors of Tazewell county in the conveyance of thirty feet of land to A. White and Joseph Straw. Referred to the committee for courts of justice.

The morning hour having expired, the House proceeded to the business on the calendar.

The motion by Mr. ECHOLS to reconsider the vote by which No. 35, House bill to amend and re-enact section 73 of an act entitled an act prescribing general provisions in relation to commissioners of the revenue and the assessment of taxes on persons, property, incomes, licenses, &c., approved March 16, 1875, as amended by an act approved April 20, 1877, and the act approved April 21, 1882, was ordered to be engrossed, was agreed to.

The question recurring on ordering the bill to be engrossed, was put and decided in the negative.

The following Senate bills were read a third time and passed :

No. 46. Senate bill entitled an act to repeal the game law, so far as it applies to the county of Mecklenburg.

No. 54. Senate bill entitled an act to repeal an act entitled an act for the protection of deer in the counties of Bland and Wythe.

Mr. DABST moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 4. Senate bill entitled an act to authorize the council of the town of Salem to issue new bonds of said town sufficient to retire the bonds issued for the construction of water-works.

Mr. HUFFMAN moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 44. Senate bill entitled an act to enable the town of Fincastle to aid in founding and maintaining a high school for boys at or near the said town.

Mr. FIGGATT moved to reconsider the vote by which the bill was passed; which motion was rejected.

The following House engrossed bills were read a third time and passed :

No. 10. House engrossed bill to incorporate the Wythe and Speedwell manufacturing company.

Mr. OGLESBY moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 37. House engrossed bill to amend and re-enact section 3 of chapter 514 of Acts of 1883-'84, entitled an act to amend an act entitled an act to amend an act approved March 9, 1880, respecting wild game.

Mr. HAY moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 33. House engrossed bill to amend an act respecting wild game, approved March 18, 1884.

Mr. RYAN moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 38. House engrossed bill to incorporate the colored agricultural and industrial association of Virginia.

Mr. HARRIS moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 4. House joint resolution requesting the senators and representatives in Congress to urge the passage of laws protecting the fish interests of Virginia, was read a third time and passed.

Mr. HAY moved to reconsider the vote by which the joint resolution was agreed to; which motion was rejected.

No. 8. House bill to amend and re-enact an act entitled an act to provide for the election and qualification of county officers, approved January —, 1884, was, on motion of Mr. RYAN, passed by.

On motion of Mr. HAY, the House adjourned until to-morrow at 12 o'clock M.

SATURDAY, JANUARY 9, 1886.

Prayer by Rev. Dr. C. H. Read, of the Presbyterian Church.

On motion of Mr. NANCE, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows:

In Senate, January 9, 1886.

The Senate have passed House bills entitled an act to authorize a loan of muskets to the Wytheville academy, No. 6; and an act to allow Ezra K. Young, Warren H. Young, and Milton Young to erect a wharf at Franklin City, in Accomac county, for the purpose of shipping oysters, No. 13.

They have agreed to House joint resolution in relation to a repeal of the internal revenue tax on liquors and tobacco, with an amendment.

In which they respectfully request the concurrence of the House of Delegates.

The amendment proposed by the Senate to House joint resolution in relation to a repeal of the internal revenue tax on liquors and tobacco, as follows:

Strike out the words, "repealing the internal revenue tax on liquors and tobacco," and insert, in lieu thereof, the words, "repealing all existing laws imposing internal revenue taxes by the Federal government"—

Was agreed to.

Mr. POLLARD moved to reconsider the vote by which the amendment was agreed to; which motion was rejected—yeas 19; nays 63.

On motion of Mr. HAY, the vote was recorded as follows:

YEAS—Messrs. Brown, Buchanan, Crismond, Dabney, Echols, Hay, Holladay, Jones, W. H. Jordan, Lightner, Loving, Mayo, Payne, Porter, Roberts, Ruggles, Ryan, Stribling, and Wescott—19.

NAYS—Messrs. Speaker, Acker, Arnold, Bandy, Black, Bohannon, Bolen, Bolling, Burks, Cardwell, Carter, Chalmers, Cornett, Curlett, Darst, Dickenson, Downing, Dupuy, Dupuy, Faulcon, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Gills, Goad, Harris, Hoge, Huffman, Hurt, Hylton, C. F. Jordan, W. I. Jordan, Leftwich, Lockett, Mallory, McClintic, Martin, Matthews, Mauck, Moss, Miller, Munford, Nance, Oglesby, Peters, Pollard, Powell, Reid, Rice, Row, Saunders, Sebrell, Shields, Southworth, Starke, Taliaferro, Tavenner, Terry, Turner, Waddill, Webb, and Wise—63.

The following House bills, reported from the committee on counties, cities and towns, were read a first time:

No. 56. House bill to provide for the opening, altering, changing and working the public roads of Warren county.

No. 57. House bill to amend and re-enact section 7 of chapter 159, Acts of 1883-'84, entitled an act to incorporate the town of Greenville, Augusta county, approved February 25, 1884.

No. 58. House bill to authorize the board of supervisors of the

county of Bedford to levy a poor-rate on each magisterial district in said county, and to provide for the support of the poor in the district.

No. 59. House bill to amend and re-enact sections 1, 3, 6, 9, 11, 12, and 15 of chapter 264 of Acts of Assembly of 1878-'79, to provide for the working of the public roads in Prince Edward county.

No. 60. House bill providing for working and keeping in order the public roads of Nansemond county, and for levying the necessary tax for said purposes.

The following House bills, reported from the committee on finance, were read a first time:

No. 61. House bill for the relief of William Chilton, late treasurer of Lancaster county.

No. 62. House bill authorizing the board of supervisors of Norfolk county to levy a license tax for the sale of wine, alcoholic, and malt liquors, for the use and benefit of the free schools of said county.

No. 63. House bill extending the time to O. B. Thomas for the collection of certain taxes and levies.

No. 64. House bill to provide for bringing suits against receivers in certain cases, reported from the committee for courts of justice, was read a first time.

No. 70. Senate bill entitled an act to postpone the sale of delinquent lands in King William county, was reported from the committee on finance.

No. 43. Senate bill entitled an act to amend and re-enact chapter 187, Acts of Extra Session 1884, providing for a new registration of the voters of the city of Richmond, was reported from the committee of privileges and elections.

Leave of absence was granted to Messrs. LAWSON for three days and SMITH two days.

Mr. WADDILL, under a suspension of the rule, offered the following resolution:

Resolved by the House of Delegates of Virginia, That the auditor of public accounts be requested to furnish to this House the following information:

First. What amount of the state's money has been paid to lawyers other than to the attorney-general and commonwealth's attorneys for services rendered the state during the last four years, when the said payments were made, to whom made, and for what purpose such debts were contracted.

Second. What liabilities the state has incurred in employing lawyers other than the attorney-general and commonwealth's attorneys for services rendered the state during the last four years that have not been paid, the amount of such unpaid liabilities, when contracted, with whom contracted, and for what purpose contracted.

Third. What lawyers other than the attorney-general are at this time in the employ of the state, and for what purpose, and by what authority they are so employed—

Which was agreed to.

Mr. HOGE offered the following resolution:

Resolved (the Senate concurring), That in the printing of all bills hereafter introduced, which are intended as amendments to the now-existing law, the words intended as the amendment shall be printed in italics; and to enable the printer to carry out the provisions of this resolution the patron of the bill will indicate the words intended as the amendment by underscoring them.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. HOGE moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

A message was received from the Senate by Mr. RHEA, who informed the House that the Senate had agreed to a concurrent resolution, as follows:

Resolved by the Senate (the House of Delegates concurring), That a special committee, composed of three members on the part of the Senate and five on the part of the House be appointed, to which shall be referred all bills and resolutions relative to the state debt.

The SPEAKER laid the resolution before the House.

The House refused to refer the resolution to a committee.

The resolution was rejected—yeas 37; nays 19 (not two-thirds voting in the affirmative).

On motion of Mr. ECHOLS, the vote was recorded as follows:

YEAS—Messrs. Black, Bolen, Brown, Buchanan, Cardwell, Chalmers, Childress, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Fentress, A. Fulkerson, L. D. Fulkerson, Goad, Hoge, Holladay, Huffman, Jones, C. F. Jordan, Lightner, Loving, Miller, Munford, Oglesby, Reid, Roberts, Row, Ryan, Saunders, Sebrell, Shields, Stribling, Terry, and Wescott—37.

NAYS—Messrs. Arnold, Bohannon, Burks, Carter, Dunlop, Dupuy, Echols, Figgatt, Hay, W. I. Jordan, Moss, Payne, Peters, Porter, Powell, Rice, Taliaferro, Tavenner, and Wilkins—19.

Mr. ECHOLS moved to reconsider the vote by which the resolution was rejected.

On motion of Mr. FULKERSON of *Washington*, the motion to reconsider was passed by.

A message was received from the Senate by Mr. KEEZELL, who informed the House that the Senate had agreed to House resolution for the appointment of a select joint committee to examine into the management of the Eastern lunatic asylum, &c.

The SPEAKER appointed Messrs. O'BANNON, BUCHANAN, KEEN, MALORY, and CULLETT the committee on the part of the House.

Mr. MUNFORD offered the following concurrent resolution:

Resolved (the Senate concurring), That the special committee appointed to investigate the affairs of the Eastern lunatic asylum be authorized to employ a stenographer to aid them in the discharge of the duties required under the resolution directing said investigation.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. MUNFORD moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. MUNFORD carry the resolution to the Senate and request their concurrence.

A concurrent resolution from the committee on schools and colleges was read as follows:

Resolved (the Senate concurring), That the several persons whose names are hereto appended be and they are hereby appointed and elected to fill vacancies in the board of school commissioners, known as the county school electoral boards, in the counties of Loudoun and Prince Edward respectively, in accordance with the provisions of an act in force February 20, 1884, entitled an act to provide for the appointment and removal of district school trustees and to repeal the fourth clause of the seventh section of the seventy-eighth chapter of the Code of 1873—Loudoun, R. J. T. White; Prince Edward, J. D. Eggleston.

The resolution was agreed to—yeas 52; nays 2.

The vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Belen, Brown, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Crismond, Dabney, Dickenson, Downing, Dunlop, Dupuy, Echola, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Gills, Goad, Hay, Hoge, Huffman, C. F. Jordan, W. I. Jordan, Leftwich, Loving, Mallory, Moss, Miller, Munford, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Starke, Stribling, Taliaferro, Tavenner, Terry, Wescott, and Wilkins—52.

NAYS—Messrs. Nance, and Wise—2.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had passed House bill entitled an act to incorporate Hines memorial association of the Knights of Pythias, No. 31, with an amendment; in which they respectfully request the concurrence of the House.

The bill was placed on the calendar, the rule having been suspended, on motion of Mr. STARKE, requiring its reference to a committee.

Mr. FULKERSON of *Washington*, offered the following concurrent resolution:

Resolved by the House (the Senate concurring), That a committee of three, two from the House and one from the Senate, be appointed to ascertain and report whether the South Atlantic and Ohio railroad company has complied with an act approved March 10, 1884, requiring the said company to commence the construction of its road by the first of December, 1885. The said committee shall have power to send for persons and papers, and shall report to this session of the legislature.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. FULKERSON of *Washington* moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. FULKERSON of *Washington* carry the resolution to the Senate and request their concurrence.

The SPEAKER laid before the House a communication from the superintendent of public instruction, in response to a resolution of the House asking the number of school children in this state, &c.: which was referred to the committee on schools and colleges.

The following were presented and referred under rule 37:

By Mr. CARDWELL: A bill to amend and re-enact section 4 of chapter 142 of the Code of Virginia, in relation to limited partnerships. Referred to the committee for courts of justice.

By Mr. TAVENNER: A bill for the relief of school trustees. Referred to the committee on schools and colleges.

By Mr. MALLORY: A bill for the repeal of the game laws, as they apply to the county of Brunswick. Referred to the committee on propositions and grievances.

By Mr. PAYNE: A bill to require a guaranty of performance from all persons applying to the General Assembly of Virginia for a charter or charters to incorporate railroad or railway companies in this state. Referred to the committee on roads and internal navigation.

By Mr. PAYNE: Memorial of John M. Forbes for himself and others. Referred to the committee for courts of justice.

By Mr. FIGGATT: A bill to amend and re-enact an act approved March 8, 1875, as amended by an act approved March 7, 1884, in relation to qualification of county officers. Referred to the committee on counties, cities, and towns.

By Mr. HUFFMAN: A bill to provide for the pay of school commissioners and school trustees in the counties, cities, and towns of the commonwealth. Referred to the committee on schools and colleges.

By Mr. DUPUY: A bill to provide for the erection of additional buildings, &c., for the State female normal school, and to make an appropriation therefor. Referred to the committee on schools and colleges.

By Mr. FULKERSON of *Washington*: A bill to relieve the delinquent tax-payers of Virginia from the payment of interest on the delinquent taxes due prior to the year 1880. Referred to the committee on finance.

By Mr. POLLARD: A bill repealing an act entitled an act for making or repairing division fences between coterminous land owners in the county of King George, approved October 24, 1880. Referred to the committee on counties, cities, and towns.

By Mr. TERRY: A bill for the relief of J. P. L. Fleshman, of Appomattox county. Referred to the committee on finance.

By Mr. BLACK: A bill to provide the manner of selling sulphate and other preparations of morphine in the state of Virginia. Referred to the committee on propositions and grievances.

By Mr. BURKS: A bill to amend and re-enact section 9 of an act approved January 28, 1884, entitled an act to incorporate the James River and North Carolina railroad. Referred to the committee on roads and internal navigation.

By Mr. FIGGATT: A bill to re-arrange the judicial circuits of the state. Referred to the committee for courts of justice.

By Mr. DUPUY: A bill to amend and re-enact section 7 of an act approved March 7, 1884, as amended by an act approved August 23, 1884, entitled an act to amend and re-enact section 7 of an act entitled an act for the establishment of the State female normal school, approved March 7, 1884. Referred to the committee on schools and colleges.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 31. House bill entitled an act to incorporate the Hines memorial association of the Knights of Pythias, came up.

The amendment proposed by the Senate, as follows:

Add, as an independent section:

"Section 5. All taxes, debts, and demands due from the said company to the state of Virginia shall be paid in currency, and not in coupons"—

Was agreed to.

No. 70. Senate bill entitled an act to postpone the sale of delinquent lands in King William county, was read a third time and passed.

Mr. CARDWELL moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 43. Senate bill entitled an act to amend and re-enact chapter 187, Acts of Extra Session, 1884, providing for a new registration of the voters of the city of Richmond, was, on motion of Mr. WADDILL, passed by.

No. 8. House bill to amend and re-enact an act entitled an act to provide for the election and qualification of county officers, approved January —, 1884, was, on motion of Mr. HAY, passed by.

The following House bills were read a second time and ordered to be engrossed to be read a third time:

No. 42. House bill to incorporate the Chicago, Parkersburg and Norfolk railroad company.

No. 45. House bill to authorize the establishment of a ferry across James river, at Columbia, from the depot of the Richmond and Alleghany railroad to a convenient point on the opposite side of the river.

On motion of Mr. Moss, the House adjourned until Monday next at 12 o'clock M.

MONDAY, JANUARY 11, 1886.

On motion of Mr. HAY, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows:

In Senate, January 9, 1886.

The Senate have passed House bills entitled an act to allow William H. Ellis to erect a wharf at Franklin City, Accomac county, No. 14; an act authorizing the trustees of the Methodist Episcopal Church South, at Wytheville, to sell and convey the church and lot, No. 16; an act to remove the political disabilities of S. R. Donohoe and others, No. 17; an act to incorporate the town of Claremont, in Surry county, No. 24; and an act to amend, re-enact, extend and renew the charter of the Staunton gas company, passed February 16, 1853, with an amendment, No. 27.

They have passed Senate bills entitled an act to incorporate the Chesapeake, Norfolk and Carolina railway company, No. 1; an act to amend and re-enact section 1 of an act entitled an act to provide for removing obstructions in Bush river, in Prince Edward county, Va., No. 80; an act to incorporate the Elba beneficial and social society of Richmond, No. 41; an act to incorporate the Odd Fellows' temple association of Richmond, Va., No. 45; an act to incorporate the Bar association of the city of Richmond, No. 69½; and an act to authorize George N. Parker to erect a wharf on Chuckatuck creek, in Nansemond county, No. 76.

They have agreed to a joint resolution instructing the railroad commissioner to examine into the freight rates actually charged on the Richmond and Alleghany railroad.

In which bills, amendment, and joint resolution they respectfully request the concurrence of the House of Delegates.

No. 27. House bill entitled an act to amend, re-enact, extend and renew the charter of the Staunton gas company, passed February 16, 1853, with an amendment, was placed on the calendar, the rule having been suspended, on motion of Mr. ECHOLS, requiring its reference to a committee.

No. 1. Senate bill, was read twice and referred to the committee on roads and internal navigation.

No. 30. Senate bill, was read twice and referred to the committee on counties, cities and towns.

No. 41. Senate bill, was read twice and referred to the committee on propositions and grievances.

No. 45. Senate bill, was read twice and placed on the calendar, the rule having been suspended, on motion of Mr. DUNLAP, requiring its reference to a committee.

No. 69½. Senate bill, was read twice and referred to the committee on propositions and grievances.

No. 76. Senate bill, was read twice and referred to the committee on roads and internal navigation.

Senate joint resolution instructing the railroad commissioner to examine into the freight rates actually charged on the Richmond and Alleghany railroad, was read twice and referred to the committee on roads and internal navigation.

No. 65. House bill to amend and re-enact section 4 of chapter 142 of the Code of Virginia, in relation to limited partnerships, reported from the committee for courts of justice, was read a first time.

No. 15. House bill to amend and re-enact section 33 of chapter 49 of the Code of 1873, in reference to property exempt from distress, heretofore recommitted to the committee for courts of justice, was reported back with the recommendation that it do not pass.

The following House bills, reported from the committee for courts of justice, were read a first time:

No. 66. A bill to amend and re-enact sections 7, 8, and 10, chapter 145, Code of 1873, in relation to actions for injuries.

No. 67. A bill to define the true boundary line between Maryland and Virginia, and to designate the headlands on the Potomac river.

No. 68. A bill to authorize the trustees of the St. James the Less Episcopal church, of the town of Ashland, to borrow money and execute deeds of trust to secure the same.

No. 69. A bill to authorize the board of supervisors of Amelia county to increase the salary of the county court judge of said county.

Mr. PAYNE, under a suspension of the rule, presented

No. 70. House bill to provide for the appointment of special constables to execute process, civil and criminal, in the county of Fauquier; which was read a first time.

Leave of absence was granted Messrs. CRISMOND one day and SHIELDS three days.

The motion made by Mr. ECHOLS to reconsider the vote by which Senate concurrent resolution, as follows:

Resolved by the Senate (the House of Delegates concurring), That a special committee, composed of three members on the part of the Senate and five on the part of the House be appointed, to which shall be referred all bills and resolutions relative to the state debt—

Was rejected, was agreed to.

The question recurring on agreeing to the concurrent resolution, was put and decided in the affirmative.

Ordered, That Mr. POLLARD inform the Senate that the House had agreed to the concurrent resolution.

The following were presented and referred under rule 37:

By Mr. STARKE: A bill to provide additional compensation for N. W. Bowe for services rendered the commonwealth. Referred to the committee on finance.

By Mr. WESCOTT: A bill to allow Thomas C. Kellam to erect a wharf for shipping produce in a tributary of Wachapreague inlet, in Accomac county. Referred to the committee on the Chesapeake and its tributaries.

By Mr. HOGG: A bill to prevent the sale, by tax-receivable coupon brokers, of coupons detached from the bonds. Referred to the committee on finance.

By Mr. HOGG: A bill for the relief of Charles Gee from a fine imposed by the county court of Prince George county. Referred to the committee for courts of justice.

By Mr. PETERS: A bill to repeal an act approved March 18, 1884, respecting wild game, so far as it relates to the county of Henry. Referred to the committee on propositions and grievances.

By Mr. JOHNSON: A bill to amend and re-enact section 3 of an act approved March 14, 1878, entitled an act to authorize the construction of a turnpike road in Princess Anne and Norfolk counties. Referred to the committee on roads and internal navigation.

By Mr. FRANKLIN: A bill to authorize the board of supervisors of Appomattox county to increase the salary of the county judge. Referred to the committee on counties, cities and towns.

By Mr. SOUTHWORTH: A bill authorizing the board of supervisors of Essex county to declare operative as to said county the act to provide for the working and repairing of public roads and bridges, approved March 8, 1884. Referred to the committee on counties, cities and towns.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 45. Senate bill entitled an act to incorporate the Odd Fellows' temple association of Richmond, Va., was read a third time and passed.

No. 42. House engrossed bill to incorporate the Chicago, Parkersburg and Norfolk railroad company, was read a third time and passed.

Mr. JOHNSON moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 45. House engrossed bill to authorize the establishment of a ferry across James river, at Columbia, from the depot of the Richmond and Alleghany railroad to a convenient point on the opposite side of the river, was read a third time and passed.

Mr. POWELL moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 25. House bill in relation to the renewal of causes, and to repeal chapter 170 of the Code of 1873, and all acts amendatory thereof, was, on motion of Mr. HAY, passed by.

The following House bills were read a second time and ordered to be engrossed to be read a third time:

No. 43. House bill to establish a ferry across the James river at Claremont, Surry county.

No. 48. House bill to amend and re-enact an act entitled an act for the relief of the sureties of P. R. Ford, &c.

No. 50. House bill to allow persons charged with crime to testify in their own behalf.

No. 40. House bill to incorporate the Farmville, Hampden Sidney and Worsham telephone company.

No. 46. House bill to amend and re-enact section 15 of chapter 16 of Acts of 1877-'78, in relation to trials before justices, was, on motion of Mr. SAUNDERS, passed by.

No. 47. House bill to relieve William H. Cole, of Halifax county, from the payment of license tax, was, on motion of Mr. SAUNDERS, passed by.

No. 51. House bill to amend and re-enact section 15 of chapter 159 of Code of 1873, in relation to partition, was, on motion of Mr. PAYNE, recommitted to the committee for courts of justice.

No. 8. House bill to amend and re-enact an act entitled an act to provide for the election and qualification of county officers, approved January —, 1884, came up.

The question being on agreeing to the amendment offered by Mr. BUCHANAN,

Mr. BUCHANAN moved, as a substitute for section 2, as proposed to be amended, the following:

"2. It shall be the duty of each county judge in this state, upon the recommendation of the board of supervisors of his county, at the May term of his court in the year 1875, and every fourth year thereafter, to appoint for each county in which he holds his court one county surveyor and one superintendent of the poor: provided that the judge may, if he think proper, reject such recommendation; and shall, unless the said board of supervisors recommend other persons suitable, in the opinion of the judge, for said positions, within thirty days after their first recommendation has been rejected, fill said offices, or either of them, by his own appointment, either in term time or in vacation. Said officers shall enter upon the discharge of their duties on the first day of July next after their appointment; and their duties, liabilities, and compensation shall in all other respects be the same as now provided by law relating to the offices of county surveyor and superintendent of the poor, respectively: and provided further, that such judge may, either in term or in vacation, by an order entered of record, fill any vacancy occurring in either of said offices"—

Which was agreed to.

Mr. WADDILL offered a substitute for the bill; which was rejected—yeas 26; nays 48.

On motion of Mr. McCANDLISH, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Bolling, Curlett, Franklin, Gills, Harris, Hurt, Hylton, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Matthews, Mauck, Mayo, Nance, Row, Ruggles, Southworth, Waddill, Webb, and Wise—26.

NAYS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Darst, Dickenson, Dupuy, Eastwood, Echols, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Leftwich, Lightner, Loving, Moss, Patton, Payne, Peters, Pollard, Powell, Rice, Roberts, Ryan, Saunders, Sebrell, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, and Wilkins—48.

Mr. FRANKLIN moved to amend the bill, by adding the following at the end of the second section :

"Provided, That no recommendation made by the board of supervisors shall be rejected by the county judge, except for good and sufficient reasons, which shall be entered of record."

Mr. SAUNDERS moved to amend the amendment offered by Mr. FRANKLIN, by striking out the words, "good and sufficient"; which was agreed to—yeas 50; nays 23.

On motion of Mr. FRANKLIN, the vote was recorded as follows :

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Huffman, Hurt, C. F. Jordan, W. I. Jordan, Leftwich, Lightner, Loving, Munford, Payne, Peters, Pollard, Powell, Rice, Roberts, Row, Ryan, Saunders, Sebrell, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—50.

NAYS—Messrs. Addington, Bandy, Bolling, Curlett, Franklin, Gills, Harris, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Matthews, Mauck, Mayo, Moss, Nance, Ruggles, Southworth, Waddill, Webb, and Wise—23.

Mr. WADDILL moved that the House do now adjourn; which motion was rejected—yeas 10; nays 51.

On motion of Mr. ECHOLS, the vote was recorded as follows :

YEAS—Messrs. Acker, Addington, Bandy, Gills, W. H. Jordan, Ruggles, Southworth, Waddill, Webb, and Wise—10.

NAYS—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Curlett, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Figgatt, A. Fulkerson, Hay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Leftwich, Loving, Mallory, Martin, Mauck, Moss, Munford, Oglesby, Patton, Peters, Pollard, Powell, Rice, Roberts, Row, Ryan, Saunders, Sebrell, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, and Wilkins—51.

The amendment, as amended, was agreed to.

The question being on ordering the bill, as amended, to be engrossed to be read a third time, was put and decided in the affirmative.

Mr. CARDWELL moved to reconsider the vote by which the bill was ordered to be engrossed; which motion was rejected.

A message was received from the Senate by Mr. RHEA, who informed the House that the Senate had agreed to a concurrent resolution appointing a committee to inquire whether the South Atlantic and Ohio railroad has complied with an act approved March 10, 1885.

The SPEAKER appointed Messrs. FULKERSON of *Washington* and CHILDRESS the committee on the part of the House.

On motion of Mr. MARTIN, the House adjourned until to-morrow at 12 o'clock M.

TUESDAY, JANUARY 12, 1886.

Jacob M. Thorne, delegate-elect from the county of Fairfax, was sworn in by the clerk.

On motion of Mr. POWELL, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows:

In Senate, January 11, 1886.

The Senate have passed House bills entitled an act to amend and re-enact section 11 of chapter 3 of the act approved March 14, 1878, in relation to breaking and entering any railroad car, No. 3; an act to incorporate the trustees of the Baptist ministers' relief fund of Virginia, No. 30; and an act giving the consent of the state to the purchase by the United States of certain real estate in Norfolk county and exempting the same from taxation, No. 34.

They have agreed to House joint resolution authorizing the special joint committee on the Eastern lunatic asylum to employ a stenographer.

And they have passed Senate bills entitled an act making an annual appropriation for the support of the Home of R. E. Lee Camp, No. 1, Confederate veterans, No. 5; an act to amend and re-enact section 17 of chapter 13 of the Code of 1873, as amended by an act to amend and re-enact certain sections of the Code of 1873, and certain acts of assembly amendatory thereof, and other acts of assembly in relation to salaries of certain officers of the government and their employees, compensation of members and officers of the General Assembly, mileage, and other allowances; to define the salaries of certain officers, and to repeal chapter 153 of the Acts of 1874, and section 27 of chapter 16, and sections 5, 16, and 24 of chapter 13 of the Code of 1873, and all other acts or parts of acts in conflict therewith, approved March 12, 1878, No. 13; an act to amend section 1, chapter 241 of Acts of Assembly, 1876 and 1877, in relation to the basis of municipal taxation, No. 15; an act directing the secretary of the commonwealth to affix the seal of the state to certain state bonds, No. 25; and an act to amend and re-enact the first section of an act for the protection of fish in New river and its tributaries, approved December 1, 1884, No. 33.

In which bills they respectfully request the concurrence of the House of Delegates.

Nos. 25 and 5, Senate bills, were read twice and referred to the committee on finance.

No. 15, Senate bill, was read twice and referred to the committee on counties, cities and towns.

No. 13, Senate bill, was read twice and referred to the committee for courts of justice.

No. 33. Senate bill, was read twice and referred to the committee on the Chesapeake and its tributaries.

The following Senate bills were reported from the committee on propositions and grievances:

No. 69½. Senate bill entitled an act to incorporate the Bar association of the city of Richmond.

No. 57. Senate bill entitled an act to incorporate the Montgomery intelligence company.

No. 41. Senate bill entitled an act to incorporate the Elba beneficial and social society of Richmond.

The following House bills, reported from the committee on propositions and grievances, were read a first time:

No. 71. House bill to incorporate the Madison Courthouse and Gordonsville telephone company.

No. 72. House bill for repeal of game laws, as they apply to the county of Brunswick.

No. 73. House bill to prescribe the manner of selling the sulphate and other preparations of morphine in the state of Virginia.

No. 74. House bill to incorporate the Grand Lodge of the Grand United Order of Knights of King Solomon.

No. 75. House bill to incorporate the Farmers' union of Cumberland, Buckingham and Prince Edward counties.

No. 76. House bill to incorporate the Pharmaceutical association of Virginia, and to regulate the practice of pharmacy, and to guard the sale of poisons in the state.

The following House bills, reported from the committee of privileges and elections with the recommendation that they do not pass, were read a first time:

No. 77. House bill to amend section 11, chapter 7, of the Code of 1873, in relation to registration.

No. 78. House bill to amend section 16, chapter 8, Code of 1873, in relation to the duties of judges of election.

No. 79. House bill to allow the board of school trustees of Aqua district, Stafford county, to use a portion of the county fund to pay district expenses for the year 1885, reported from the committee on schools and colleges, was read a first time.

The following House bills, reported from the committee on finance, were read a first time:

No. 80. House bill to pay H. H. Alexander \$824 for services rendered as stenographer in the Cluverius case.

No. 81. House bill to provide for the payment of a judgment recovered by Madison Flanagan against the board of directors of the Central lunatic asylum of Virginia.

Leave of absence was granted Messrs. FULKERSON of *Lee*, KEEN, CORNETT, JORDAN of *Rockbridge*, DUPUY, CURLETT, BLACK, and POWELL for two days each.

Mr. STUART offered the following concurrent resolution:

Resolved (the Senate concurring), That the joint committee provided for by the joint resolution to consider all matters relating to the

public debt be enlarged by the addition of two more on the part of the House and one more on the part of the Senate.

The House refused to refer the resolution to a committee.

The concurrent resolution was agreed to.

Mr. STUART moved to reconsider the vote by which the concurrent resolution was agreed to; which motion was rejected.

Ordered, That Mr. STUART carry the concurrent resolution to the Senate and request their concurrence.

A message was received from the Senate by Mr. RHEA, who informed the House that the Senate had agreed to the concurrent resolution.

Mr. FULKERSON of *Washington*, chairman of the committee of privileges and elections, presented a report in the contested-election case of *Finch vs. Jones*; which was ordered to be printed.

Mr. BURKS, under a suspension of the rule, offered the following resolution:

Resolved, That the auditor of public accounts be required to furnish to the General Assembly a statement, showing the number of disabled soldiers who have received partial commutation under bills heretofore passed providing commutation to disabled soldiers.

The resolution was agreed to.

Mr. POLLARD, from the committee on finance, asked that a bill to prevent the sale by tax-receivable coupon brokers of coupons detached from the bonds, and also a resolution requiring the publication of names of persons and their attorneys paying taxes in coupons, which had heretofore been referred to the committee on finance, be referred to the special joint committee on the state debt.

A communication was received from his excellency the governor, by his private secretary, transmitting a communication from the governor of North Carolina, in relation to the boundary line between this state and North Carolina; which were referred to the committee for courts of justice.

The following were presented and referred under rule 37:

By Mr. WESCOTT: A bill to empower the board of supervisors of Accomac county to have a registration of the voters of said county when necessary. Referred to the committee of privileges and elections.

By Mr. RYAN: A bill repealing the act approved March 3, 1879, in relation to the division of school districts into sub-districts. Referred to the committee on schools and colleges.

By Mr. MUNFORD: A bill to amend and re-enact section 14 of chapter 41, Code of 1873, as amended by an act approved February 25, 1884, in relation to the issuance of *capias pro fines*. Referred to the committee for courts of justice.

By Mr. EASTWOOD: A bill to protect the fish in the waters of the York, Mattaponi, and Pamunkey rivers.

By Mr. MILLER: A bill to incorporate the trustees of the Order of

Sons and Daughters of Union Star. Referred to the committee on propositions and grievances.

By Mr. MALLORY: A bill requiring the county judge of Brunswick county to submit the question of continuing or repealing the fence law to the voters of Sturgeon magisterial district, in said county, upon certain conditions. Referred to the committee on counties, cities and towns.

By Mr. STUART: A bill to limit the time within which an action or suit may be instituted against the commonwealth of Virginia upon its demands payable to bearer, and within which such demands may be tendered in payment of taxes or other dues in favor of the commonwealth. Referred to the special committee on the public debt.

By Mr. BUCHANAN: A bill to incorporate the Southwest Virginia institute. Referred to the committee on schools and colleges.

By Mr. STUART: A bill to repeal an act entitled an act for making or repairing division fences between coterminous land owners in the county of King George. Referred to the committee on counties, cities and towns.

By Mr. GRIMSLEY: A bill to amend and re-enact section 29 of the charter of the town of Culpeper. Referred to the committee on counties, cities and towns.

By Mr. MILLER: A bill for the relief of W. H. Carhart from a fine of Powhatan county court. Referred to the committee on finance.

By Mr. CHILDRESS: A bill for the relief of T. A. Gillespie, late treasurer of Buchanan county. Referred to the committee on finance.

By Mr. WADDILL: A bill to amend and re-enact section 5, chapter 167, Code of 1873, as amended by an act approved 12th of February, 1884, and as amended by another act approved 22d of November, 1884, in relation to orders and decrees. Referred to the committee for courts of justice.

By Mr. WADDILL: An act to provide for the authentication of all process, papers and copies issued by the clerks of the courts of this commonwealth. Referred to the committee for courts of justice.

By Mr. HAY: A bill to provide for the establishment of a reformatory for youthful criminals in Virginia. Referred to the committee on asylums and prisons.

By Mr. FRANKLIN: A bill defining tramps, and prescribing certain punishments to be inflicted upon them. Referred to the committee for courts of justice.

By Mr. CARDWELL: A bill to provide for the appointment of a commissioner to locate and establish the dividing line between this state and the state of North Carolina. Referred to the committee for courts of justice.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 27. House bill entitled an act to amend, re-enact, extend, and renew the charter of the Staunton gas company, passed February 16, 1853, came up.

The amendment proposed by the Senate, as follows: Strike out the sixth amended section, and insert, in lieu thereof, the following:

"§ 6. All taxes, debts, and demands due from the said company to the state of Virginia shall be paid in currency, and not in coupons"—
Was rejected.

Mr. LIGHTNER moved to reconsider the vote by which the amendment was rejected; which motion was rejected.

The following Senate bills were read a third time and passed:

No. 43. Senate bill entitled an act to amend and re-enact chapter 187, Acts of Extra Session 1884, providing for a new registration of the voters of the city of Richmond.

Mr. DUNLOP moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 69½. Senate bill entitled an act to incorporate the Bar association of the city of Richmond.

Mr. DUNLOP moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 41. Senate bill entitled an act to incorporate the Elba beneficial and social society of Richmond.

Mr. STARKE moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 57. Senate bill entitled an act to incorporate the Montgomery intelligence company.

Mr. BLACK moved to reconsider the vote by which the bill was passed; which motion was rejected.

The following House engrossed bills were read a third time and passed:

No. 8. House engrossed bill to amend and re-enact an act entitled an act to provide for the election and qualification of county officers, approved January 18, 1884—yeas 60; nays 27.

On motion of Mr. McCANDLISH, the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Keen, Leftwich, Lightner, Miller, Noblin, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Sebrell, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—60.

NAYS—Messrs. Acker, Addington, Bandy, Bolling, Borum, Franklin, Gills, Harris, Hurt, Hylton, W. H. Jordan, Loving, Mallory, McCandlish, McClintic, Martin, Matthews, Mayo, Moss, Ruggles, Southworth, Thorne, Tillar, Turner, Waddill, Webb, and Wise—27.

Mr. CURLETT moved to reconsider the vote by which the bill was passed.

Mr. WADDILL moved to pass by the motion to reconsider; which motion was rejected—yeas 24; nays 56.

On motion of Mr. FRANKLIN, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bolling, Borum, Curlett, Franklin, Gills, Harris,

Hurt, Hylton, Jones, W. H. Jordan, McCandlish, McClintic, Martin, Matthews, Nance, Ruggles, Southworth, Thorne, Turner, Waddill, Webb, and Wise—24.

YAYS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Leftwich, Lightner, Lockett, Loving, Miller, Noblin, Oglesby, Patton, Payne, Peters, Pollard, Porter, Reid, Row, Ryan, Saunders, Sebrell, Starke, Stribling, Taliaferro, Tavenner, Terry, Wescott, and Wilkins—56.

The question being on the motion to reconsider the vote by which the bill was passed, was put and decided in the negative.

No. 50. House engrossed bill to allow persons charged with crime to testify in their own behalf.

Mr. POLLARD moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 43. House engrossed bill to establish a ferry across the James river at Claremont, Surry county.

Mr. PORTER moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 48. House bill to amend and re-enact an act entitled an act for the relief of the sureties of Peyton R. Ford, late collector of Madison township, Charlotte county—yeas 72.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolling, Borum, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Fentress, Figgatt, Franklin, A. Fulkerson, Gills, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Hylton, Johnson, C. F. Jordan, W. I. Jordan, Keen, Leftwich, Lightner, Lockett, Loving, Mallory, McCandlish, Martin, Matthews, Moss, Miller, Nance, Noblin, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Sebrell, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Waddill, Wescott, Wilkins, and Wise—72.

Mr. TERRY moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 40. House engrossed bill to incorporate the Farmville, Hampden Sidney and Worsham telephone company.

Mr. DUPUY moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 15. House bill to amend and re-enact section 33 of chapter 49 of the Code of 1873, in reference to property exempt from distress, was read a second time and ordered to be engrossed to be read a third time—yeas 42; nays 36.

On motion of Mr. CURLETT, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Bolen, Bolling, Borum, Cardwell, Carter, Curlett, Dunlop, Franklin, Gills, Goad, Harris, Huffman, Hurt, Hylton, Johnson, Jones, W. H. Jordan, Lightner, Mallory, McCandlish, McClintic, Martin, Matthews, Nance, Oglesby, Patton, Powell, Roberts, Row, Sebrell, Southworth, Starke, Terry, Thorne, Turner, Webb, Wescott, Wilkins, and Wise—42.

NAYS—Messrs. Arnold, Black, Bohannon, Brown, Buchanan, Chalmers, Cornett, Dabney, Darst, Dickenson, Downing, Fentress, Figgatt, A. Fulkerson, Hay, Holladay,

C. F. Jordan, W. I. Jordan, Keen, Leftwich, Loving, Moss, Miller, Munford, Noblin, Peters, Pollard, Reid, Rice, Ruggles, Ryan, Saunders, Stribling, Taliaferro, Tavenner, and Van Doran—36.

Mr. PAYNE stated that had he not been paired with Mr. WADDILL he would have voted in the negative.

No. 44. House bill to incorporate the Danbury and Parkersburg railroad company, was read a second time.

On motion of Mr. FULKERSON of *Washington*, the bill was amended by adding, at the end of the fourth section, the following :

“But said company shall not hold exceeding 10,000 acres of land at any one time, unless more than that amount shall be absolutely necessary for the ordinary operating of the road.”

On motion of Mr. POLLARD, the bill was further amended by adding, at the end of the thirteenth section, the following :

“And all taxes, debts, and demands due from the said company to the state of Virginia shall be paid in currency, and not in coupons.”

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 25. House bill in relation to the removal of causes, and to repeal chapter 170 of the Code of 1873, and all acts amendatory thereof, came up.

Mr. STUART offered a substitute for the bill.

On motion of Mr. STUART, the bill was recommitted to the committee for courts of justice.

No. 46. House bill to amend and re-enact section 15 of chapter 16 of Acts of 1877-'78, in relation to trials before justices, was read a second time.

On motion of Mr. POLLARD, the bill was amended by inserting, after the word “justice,” in line 8 of section 2, the following :

“In no case, however, shall the sheriff, sergeant, or constable take the party charged before a justice who may have before examined him for the same offence, but shall carry him before some other justice of his county or corporation.”

The bill, as amended, was ordered to be engrossed to be read a third time.

A message was received from the Senate by Mr. THURMAN, who informed the House that the Senate had agreed to a concurrent resolution, as follows :

Resolved, That the House of Delegates be requested to return Senate bill entitled an act to amend section 1, chapter 241, of Acts of Assembly 1876 and 1877, in relation to the basis of municipal taxation, communicated on yesterday.

The SPEAKER laid the resolution before the House.

The resolution was referred to the committee for courts of justice.

Mr. CARDWELL, from the special joint committee appointed to ascertain where the bonds prepared by the Kendall bank-note company, of New York, and the plates with which such bonds were printed are,

and what disposition shall be made of the same, presented a report, as follows:

To the General Assembly of Virginia:

The undersigned committee, appointed by joint resolution "to ascertain and report where the bonds prepared by the Kendall bank-note company, of New York, and the plates with which such bonds were printed may be, and what disposition should be made of such bonds and plates," would respectfully report—

First. That the bonds prepared by the Kendall bank-note company were consigned by said company by express to the late board of sinking fund commissioners, but the said commissioners refused to receive said bonds, and the same were permitted to remain in the possession of the express company until they were about to be sold at public outcry to pay express charges; whereupon the present board of sinking fund commissioners, in order to prevent the said bonds from thus getting into the hands of irresponsible persons, paid the express charges thereon and deposited the said bonds in the basement of the capitol, where they are now.

Second. The plate or plates with which said bonds were printed are still in the possession of the Kendall bank-note company, in the city of New York.

Third. Demand has not been made by the board of sinking fund commissioners for the delivery of said plates—

And the late board of sinking fund commissioners declined to receive the said bonds, as your committee are advised, because of a suggestion that such a course would commit the state, in some degree at least, to the claim of the Kendall bank-note company, being then asserted against the said board for the printing of said bonds; but your committee are now informed, through the counsel of said company, that the company is prepared to surrender the said plates and to assent to the destruction of the same, together with the said bonds now in the possession of the board of sinking fund commissioners, whenever demanded, and this without regard to the claim asserted by the company and now in the form of a judgment against the late board of sinking fund commissioners. Regarding that the said bonds are not now in a place of safety, and the welfare of the state demanding that the said bonds and the plate or plates with which the same were prepared be destroyed as speedily as possible, your committee recommends the adoption of the following resolution:

Resolved (the Senate concurring), That the second auditor be and he is hereby instructed to procure from the Kendall bank-note company forthwith the plate or plates with which the bonds of the state were prepared by said company, and also all such bonds, if any there be remaining in the possession of said company, and cause such plates to be broken, and all of said bonds prepared with the same destroyed as speedily as possible in his presence and in the presence of this joint committee: provided that before the destruction of said plates and

bonds, if it can be done conveniently, the assent of the Kendall bank-note company shall be obtained, setting forth that said company assents to the destruction of the same, without regard to their said judgment against the late board of sinking fund commissioners.

Respectfully submitted,

HENRY HEATON,
R. H. CARDWELL.

Mr. MARTIN presented a minority report, as follows:

To the General Assembly of Virginia:

The undersigned, one of the committee appointed by joint resolution attached to the majority report, to "ascertain where the bonds prepared by the Kendall bank-note company, of New York, and the plates with which such bonds were printed may be, and what disposition shall be made of such bonds and plates," respectfully reports—

First. The plates with which said bonds were printed are still in the possession of the Kendall bank-note company, in the city of New York.

Second. The bonds prepared by the Kendall bank-note company, of New York, are in the basement of the capitol.

Third. That the state, having no control over the said bonds and plates, has no right to make any disposition of the same, and no action on the part of the General Assembly is necessary.

Respectfully submitted,

G. A. MARTIN.

Mr. MAYO moved to pass by the report; which motion was rejected.

Mr. MUNFORD moved to postpone the report and print the same; which motion was agreed to.

On motion of Mr. MUNFORD, the House adjourned until to-morrow at 12 o'clock M.

WEDNESDAY, JANUARY 13, 1886.

On motion of Mr. PATTON, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows:

In Senate, January 12, 1886.

The Senate have agreed to Senate joint resolution providing for a joint committee to visit the University of Virginia and make report touching the same.

In which they respectfully request the concurrence of the House of Delegates.

Senate joint resolution providing for a joint committee to visit the University of Virginia, and make report touching the same, was referred to the committee on schools and colleges.

The SPEAKER laid before the House a communication from the auditor of public accounts, in response to a resolution of the House in relation to the amount of criminal charges. (Doc. No. 9.)

The following bills, reported from the committee for courts of justice, were read a first time:

No. 82. House bill for the relief of clerks of courts, banks, &c.

No. 83. House bill to amend and re-enact section 33 of chapter 49 of the Code of 1873, in reference to property exempt from distress.

No. 84. House bill to enable Mary Ann Burton, and Alfred Shields, her trustee, to sell certain property.

No. 85. House bill in relation to duties and compensation of attorneys for the commonwealth.

No. 86. Senate bill entitled an act for the sale of the church property belonging to the First Baptist church, of Christiansburg, Montgomery county, Va., with the recommendation that it do not pass.

The following House bills, reported from the committee on counties, cities and towns, were read a first time:

No. 86. House bill to amend and re-enact section 13 of an act passed March 1, 1884, entitled an act to amend and re-enact sections 10, 13, 14, and 17 of the charter of Danville.

No. 87. House bill to authorize a subscription by the counties of Cumberland and Powhatan to the stock of the Farmville and Powhatan railroad company.

No. 88. House bill repealing an act entitled an act for making or repairing division fences between coterminous land owners in the county of King George, approved October 24, 1884.

No. 89. House bill to amend and re-enact section 29 of the charter of the town of Culpeper.

No. 1. Senate bill entitled an act to incorporate the Chesapeake, Norfolk and Carolina railway company, was reported from the committee on roads and internal navigation.

No. 90. House bill to increase the usefulness of the department of agriculture, mining and manufactures, reported from the committee on agriculture and mining, was read a first time.

No. 91. House joint resolution to repair the executive mansion and appropriating money therefor, reported from the committee on public property, was read a first time.

The SPEAKER appointed MESSRS. FULKERSON of *Washington*, MAYO, GRIMSLEY, POLLARD, MUNFORD, BOLEN, and BUCHANAN the committee on the part of the House, under a concurrent resolution appointing a special committee, to which shall be referred all bills and resolutions relating to the state debt.

The following were presented and referred under rule 37:

By Mr. MAUCK: A bill to amend and re-enact an act entitled an act to incorporate the town of Luray, in the county of Page, and acts

amendatory thereof, approved respectively April 30, 1871, March 28, 1879, March 1, 1884, and March 4, 1884. Referred to the committee on counties, cities and towns.

By Mr. SEBRELL: A bill to amend and re-enact section 9 of chapter 76 of the Code of 1873, in relation to the appointment of trustees to execute trusts for churches. Referred to the committee for courts of justice.

By Mr. ECHOLS: A bill to authorize the governor to loan arms to Staunton military academy, at Staunton, Va. Referred to the committee on militia and police.

By Mr. TALIAFERRO: A bill to compensate B. F. Bland for legal services rendered the commonwealth. Referred to the committee for courts of justice.

By Mr. THORNE: A bill to provide for summer institutes for the improvement of the public free school teachers and those who expect to teach in the public free schools of Virginia. Referred to the committee on schools and colleges.

By Mr. LOCKETT: A bill entitled an act for the relief of Mrs. Emma D. Cox, &c. Referred to the committee on finance.

By Mr. CARDWELL: A bill to amend and re-enact section 26 of chapter 189 of the Code of Virginia, in regard to poisoning horses, cattle, &c. Referred to the committee for courts of justice.

By Mr. PAYNE: A bill to amend and re-enact section 12, chapter 124, Code of 1873, in relation to sale of lands of infants, insane persons, and married women, and distribution of proceeds thereof in case of death. Referred to the committee for courts of justice.

By Mr. PAYNE: A bill to amend and re-enact section 1, chapter 112, Code of 1873, in relation to the creation and limitation of estates. Referred to the committee for courts of justice.

The morning hour having expired, the House proceeded to the business on the calendar.

Mr. BURKS moved that No. 91, House joint resolution to repair the executive mansion, and appropriating money therefor, be read a second time this day; which motion was agreed to, two-thirds in the House so determining.

The joint resolution was read a second time and ordered to be engrossed to be read a third time.

The joint resolution being presently engrossed, Mr. BURKS moved that it be read a third time this day; which was agreed to, two-thirds in the House so determining.

The joint resolution was read a third time and agreed to—yeas 60.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Addington, Bohannon, Bolen, Bolling, Borum, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Crismonnd, Dabney, Darst, Dickenson, Downing, Dunlop, Echols, Falcon, Fentress, Franklin, Gills, Goad, Harris, Holladay, Huffman, Hylton, Johnson, Jones, W. H. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Mallory, McClintic, Martin, Moss, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Rice, Roberts, Saunders, Southworth, Starke, Taliaferro, Tavenner, Terry, Thorne, Turner, Van Doran, Wescott, and Wise—60.

Mr. BURKS moved to reconsider the vote by which the joint resolution was agreed to; which motion was rejected.

No. 1. Senate bill entitled an act to incorporate the Chesapeake, Norfolk and Carolina railway company, was, on motion of Mr. PORTER, passed by.

No. 66. Senate bill entitled an act for the sale of the church property belonging to the First Baptist church, of Christiansburg, Montgomery county, Va., was, on motion of Mr. BLACK, passed by.

The following House engrossed bills were read a third time and passed:

No. 44. House engrossed bill to incorporate the Danbury and Parkersburg railroad company.

No. 46. House engrossed bill to amend and re-enact section 15 of chapter 16 of Acts of 1877-'78, in relation to trials before justices.

No. 15. House engrossed bill to amend and re-enact section 33 of chapter 49 of the Code of 1873, in reference to property exempt from distress, was read a third time and rejected—yeas 41; nays 42.

On motion of Mr. MALLORY, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Bolen, Bolling, Borum, Cardwell, Childress, Faulcon, Franklin, Gills, Goad, Harris, Hoge, Huffman, Hurt, Mylton, Johnson, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Matthews, Mauck, Mayo, Nance, Oglesby, Roberts, Row, Sebrell, Southworth, Terry, Thorne, Turner, Waddill, Webb, Wescott, Wilkins, and Wise—41.

NAYS—Messrs. Speaker, Arnold, Bohannon, Brown, Buchanan, Carter, Chalmers, Dabney, Harat, Dickenson, Downing, Dunlop, Echols, Fentress, Figgatt, Grimsley, Holaday, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Moss, Miller, Munford, Noblin, O'Bannon, Patton, Payne, Peters, Pollard, Porter, Reid, Rice, Ruggles, Ryan, Saunders, Starke, Stribling, Taliaferro, Tavenner, and Van Doran—42.

Mr. POLLARD moved to reconsider the vote by which the bill was rejected.

Mr. McCANDLISH moved to pass by the motion to reconsider; which motion was rejected.

The question being on the motion to reconsider the vote by which the bill was rejected, was put and decided in the negative.

The following House bills were read a second time and ordered to be engrossed to be read a third time:

No. 47. House bill to relieve William H. Cole, of Halifax county, from the payment of license tax.

No. 53. House bill authorizing the board of supervisors of Culpeper county to adjudicate the claim of George W. Cooper and Peter C. Smith's executor, against said county for working and keeping in repair certain sections of roads in said county.

No. 54. House bill for the working, repairing, &c., of the roads and bridges in the county of Buckingham.

No. 56. House bill to provide for the repairing, altering, changing and working the public roads of Warren county.

No. 57. House bill to amend and re-enact section 7 of chapter 159, Acts of 1883-'84, entitled an act to incorporate the town of Greenville, Augusta county, approved February 25, 1884.

No. 58. House bill to authorize the board of supervisors of the county of Bedford to levy a poor-rate on each magisterial district in said county, and to provide for the support of the poor of the district.

No. 59. House bill to amend and re-enact sections 1, 3, 6, 9, 11, 12, and 15 of chapter 264 of Acts of Assembly of 1878-'79, to provide for the working of the public roads in Prince Edward county.

No. 60. House bill providing for working and keeping in order the public roads of Nansemond county, and for levying the necessary tax for said purposes.

No. 61. House bill for the relief of William Chilton, late treasurer of Lancaster county.

No. 62.- House bill authorizing the board of supervisors of Norfolk county to levy a license tax for the sale of wine, alcoholic, and malt liquors, for the use and benefit of the free schools of said county.

No. 63. House bill extending the time to O. B. Thomas for the collection of certain taxes and levies.

No. 65. House bill to amend and re-enact section 4 of chapter 142 of the Code of Virginia, in relation to limited partnerships.

No. 55. House bill to encourage education and to educate white female teachers for the public schools of the state, was, on motion of Mr. MUNFORD, passed by.

No. 64. House bill to provide for bringing suits against receivers in certain cases, was, on motion of Mr. FIGGATT, passed by.

No. 49. House bill to amend and re-enact section 3 of chapter 120, Code of 1873, and to add an additional section thereto, in regard to partition, was, on motion of Mr. PAYNE, recommitted to the committee for courts of justice.

On motion of Mr. PETERS, the House adjourned until to-morrow at 12 o'clock M.

THURSDAY, JANUARY 14, 1886.

On motion of Mr. RYAN, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows:

In Senate, January 13, 1886.

The Senate have passed House bills entitled an act for the relief of T. A. Graves, of Madison county, No. 12; and an act to amend and re-enact an act approved March 3, 1882, entitled an act to authorize the corporation of Fredericksburg to establish a poor-house and grounds outside of its corporation limits, No. 29.

They have passed Senate bills entitled an act authorizing payment of the amount due the city of Richmond for gas used in the public buildings of the state, No. 17; and act to enable the circuit courts of the commonwealth to change the name, style and title of corporations,

No. 77 ; and an act to incorporate the Morotock manufacturing company, No. 183.

In which bills they respectfully request the concurrence of the House of Delegates.

No. 183. Senate bill, was read twice and referred to the committee on propositions and grievances.

No. 77. Senate bill, was read twice and referred to the committee for courts of justice.

No. 17. Senate bill, was read twice and referred to the committee on finance.

The following House bills, reported from the committee for courts of justice, were read a first time :

No. 92. House bill to amend and re-enact section 14 of chapter 41, Code of 1873, as amended by an act approved February 25, 1884, in relation to the issuance of *capias pro fine*.

No. 93. House bill to provide for the appointment of a commissioner to locate and establish the dividing line between this state and the state of North Carolina.

The following House bills, reported from the committee on roads and internal navigation, were read a first time :

No. 94. House bill to amend the first section of an act entitled an act to amend the first, second and third sections of an act entitled an act to incorporate the Saltville and Coal Mine railroad company, and to change the name of the Norfolk and Cincinnati railroad company, approved January 14, 1882, and to fix the point at which the said company may commence the construction of its road.

No. 95. House bill to amend and re-enact section 9 of an act approved January 28, 1884, entitled an act to incorporate the James River and North Carolina railroad.

No. 96. House bill to authorize the construction of a railroad from Goodson to and through the coal mines of Russell, Dickenson and Buchanan counties, with an amendment in the nature of a substitute.

No. 97. House bill to incorporate the Mineral railroad company, with amendments.

No. 98. House bill to provide for submitting the question of liquor license to the qualified voters of the several counties, corporations and magisterial districts of the state, reported from the committee on finance, was read a first time.

The following House bills, reported from the committee on propositions and grievances, were read a first time :

No. 99. House bill to amend section 3 of an act approved February 12, 1884, incorporating the Norfolk classified building association of the city of Norfolk.

No. 100. House bill to amend and re-enact chapter 48 of the act in force January 28, 1884, in relation to the medical science, &c., with a recommendation that it do not pass.

Mr. PAYNE, under a suspension of the rule, presented

No. 101. House joint resolution in relation to weather signals, which was read a first time.

The following report was agreed to:

The committee for courts of justice, to whom were referred the following bills, ask to be discharged from their further consideration, and that they be referred to the special committee on the public debt:

A bill to prescribe a limitation to the period within which a petition may be filed, or other proceedings had or instituted, to try the question as to whether any paper in print, writing, engraving or lithography, purporting to be a coupon detached from or attached to any bond of the state of Virginia, is a genuine, legal coupon.

A bill to punish champerty when it affects only the state.

A bill to punish barratry when it affects the citizens or state.

Mr. PORTER, under a suspension of the rule, offered the following resolution:

Resolved, That the auditor of public accounts be requested to furnish the House of Delegates, as soon as practicable, the following information:

First. The total amount of taxes collected on licenses during the fiscal year 1884-'85.

Second. An itemized statement of the taxes collected from such other subject of license taxation during the same period, giving separately the amounts derived from each such source—

Which was agreed to.

The following were presented and referred under rule 37:

By Mr. TERRY: A bill to enlarge the powers and duties of constables in certain cases. Referred to the committee for courts of justice.

By Mr. MATTHEWS: A bill to extend the time for collection of certain tax-tickets, now in the hands of J. J. Henderson, late deputy treasurer of D. R. Stokes, deceased, who was treasurer of Lunenburg county. Referred to the committee on finance.

By Mr. DUNLOP: A bill to provide for the employment of official stenographers and the appointment of short-hand commissioners. Referred to the committee for courts of justice.

By Mr. CARDWELL: A bill to extend aid to Virginia state agricultural society. Referred to the committee on finance.

By Mr. BUCHANAN: A bill to provide that all corporations hereafter chartered in this state shall pay their taxes in money, or forfeit their charters. Referred to the committee on finance.

By Mr. PORTER: A bill for the relief of James J. Binford, treasurer of the city of Portsmouth. Referred to the committee on finance.

By Mr. TAVENNER: A bill to repeal chapter 10, Code of 1883-'84, entitled an act to provide for the protection of deer in the county of Frederick. Referred to the committee on propositions and grievances.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 1. Senate bill entitled an act to incorporate the Chesapeake, Norfolk and Carolina railway company, was, on motion of Mr. CARDWELL, passed by.

No. 66. Senate bill entitled an act for the sale of church property belonging to the First Baptist church, of Christiansburg, Montgomery county, was, on motion of Mr. MUNFORD, passed by.

The following House engrossed bills were read a third time and passed:

No. 54. House engrossed bill for the working, repairing, &c., of the roads and bridges in the county of Buckingham.

No. 60. House engrossed bill providing for working and keeping in order the public roads in Nansemonid county, and for levying the necessary tax for said purposes.

No. 56. House engrossed bill to provide for repairing, altering, changing and working the public roads of Warren county.

No. 57. House engrossed bill to amend and re-enact section 7 of chapter 159, Acts of 1883-'84, entitled an act to incorporate the town of Greenville, Augusta county, approved February 25, 1884.

No. 58. House engrossed bill to authorize the board of supervisors of the county of Bedford to levy a poor-rate on each magisterial district in said county, and to provide for the support of the poor in the district.

No. 53. House engrossed bill authorizing the board of supervisors of Culpeper county to adjudicate the claim of George W. Cooper and Peter C. Smith's executor against said county, for working and keeping in repair certain sections of roads in said county.

No. 65. House engrossed bill to amend and re-enact section 4 of chapter 142 of the Code of Virginia, in relation to limited partnerships.

No. 62. House engrossed bill authorizing the board of supervisors of Norfolk county to levy a license-tax for the sale of wine, alcoholic and malt liquors, for the use and benefit of the free schools of said county.

No. 59. House engrossed bill to amend and re-enact sections 1, 3, 6, 9, 11, 12 and 15 of chapter 264 of Acts of Assembly of 1878-'79, to provide for the working of the public roads in Prince Edward county.

No. 61. House engrossed bill for the relief of William Chilton, late treasurer of Lancaster county.

Motions severally made to reconsider the vote by which House engrossed bills Nos. 54, 60, 56, 57, 58, 53, 65, 62, 59 and 61 were passed were rejected.

No. 47. House engrossed bill to relieve William H. Cole, of Halifax county, from payment of license-tax, was, on motion of Mr. POLLARD, passed by.

No. 63. House engrossed bill extending the time to O. B. Thomas for the collection of certain taxes and levies, was, on motion of Mr. TERRY, passed by.

No. 55. House bill to encourage education, and to educate white

female teachers for the public free schools of the state, was, on motion of Mr. MUNFORD, postponed until Monday next.

No. 64. House bill to provide for bringing suits against receivers in certain cases, was, on motion of Mr. FIGGATT, passed by.

No. 66. House bill to amend and re-enact sections 7, 8, and 10, chapter 145, Code of 1873, in relation to actions for injuries, was read a second time and ordered to be engrossed to be read a third time.

No. 67. House bill to define the true boundary line between Maryland and Virginia, and to designate the headlands on the Potomac river.

On motion of Mr. MAYO, the bill was amended by adding, as an independent section, "This act shall be in force from its passage."

On motion of Mr. TALIAFERRO, the bill was committed to the committee on the Chesapeake and its tributaries.

Mr. MAYO moved to reconsider the vote by which the bill was committed to the committee on the Chesapeake and its tributaries.

On motion of Mr. RUGGLES, the motion to reconsider was passed by.

No. 68. House bill to authorize the trustees of St. James the Less Episcopal church, of the town of Ashland, to borrow money and execute deeds of trust to secure the same, was read a second time.

The question being on ordering the bill to be engrossed to be read a third time, was put and decided in the negative—yeas 32; nays 41.

On motion of Mr. CARDWELL, the vote was recorded as follows:

YEAS—Messrs. Acker, Bandy, Bohannon, Bolen, Borum, Cardwell, Dupuy, Eastwood, Faulcon, Franklin, Gills, Goad, Harris, Hylton, Jones, C. F. Jordan, W. H. Jordan, Lawson, Mallory, McClintic, Martin, Matthews, Mayo, Nance, Ruggles, Southworth, Thorne, Turner, Waddill, Webb, Wescott, and Wilkins—32.

NAYS—Messrs. Speaker, Black, Brown, Buchanan, Childress, Cornett, Crismond, Dabney, Dickenson, Downing, Dunlop, Echols, Fentress, Figgatt, A. Fulkerson, Grimsley, Holladay, Huffman, W. I. Jordan, Keen, Leftwich, Lightner, Lockett, Loving, Moss, Miller, Payne, Peters, Pollard, Porter, Rice, Roberts, Row, Saunders, Sebrell, Starke, Stribling, Taliaferro, Tavenner, Terry, and Van Doran—41.

A message was received from the Senate by Mr. BERRY, who informed the House that the Senate had passed No. 20, House bill entitled an act to amend sections 4 and 7 of an act approved March 19, 1884, entitled an act to provide for the sale of lands delinquent for taxes and county levies, with amendments.

The SPEAKER laid the bill before the House.

The bill was placed on the calendar, the rule having been suspended, on motion of Mr. POLLARD, requiring its reference to a committee.

The bill came up.

The question being on agreeing to the first amendment of the Senate, as follows: In section 4, tenth line, after the word "treasurer," add "and the costs of advertisement."

Mr. CARDWELL moved to add, at the end of the first amendment of the Senate, the following words: "ratably proportioned"; which was agreed to.

The second, third, fourth, fifth, sixth and seventh amendments of the Senate were agreed to.

Motions severally made by Mr. POLLARD to reconsider the votes by which the first amendment of the Senate, as amended, and by which the second, third, fourth, fifth, sixth and seventh amendments of the Senate were agreed to were rejected.

The question being on agreeing to the eighth amendment of the Senate, as follows:

Amend section 7, tenth line, by striking out the words "1875," and insert "1886" in lieu thereof.

Mr. CARDWELL moved to amend the eighth amendment of the Senate, by striking out "1886" and inserting "1884"; which was agreed to.

The question being on agreeing to the eighth amendment of the Senate, as amended, was put and decided in the affirmative—yeas 61; nays 15.

On motion of Mr. POLLARD, the vote was recorded as follows:

YEAS—Messrs. Acker, Arnold, Bohannon, Bolen, Bolling, Brown, Burks, Cardwell, Carter, Chalmers, Crismond, Dabney, Dickenson, Downing, Eastwood, Faulcon, Franklin, A. Fulkerson, Gills, Goad, Grimsley, Hoge, Holladay, Huffman, Hurt, Johnson, Jones, W. I. Jordan, Lawson, Leftwich, Lockett, Loving, Mallory, McCandlish, McClintic, Matthews, Mauck, Mayo, Miller, Munford, Oglesby, Pollard, Porter, Rice, Roberts, Row, Ruggles, Smith, Southworth, Starke, Stribling, Taliaferro, Tavenner, Terry, Thorne, Van Doran, Waddill, Webb, Wescott, Wilkins, and Wise—61.

NAYS—Messrs. Speaker, Addington, Echols, Fentress, Figgatt, Hylton, Lightner, Martin, Moss, Nance, O'Bannon, Payne, Peters, Ryan, and Sebrell—15.

The ninth, tenth and eleventh amendments of the Senate were agreed to.

The question being on agreeing to the twelfth amendment of the Senate, as follows:

"Amend by striking out the sixteenth section of the act,"

Mr. STUART moved that the bill be postponed and made a special order for Saturday next at 1 o'clock P. M., and that the bill and Senate amendments be printed; which motion was agreed to.

On motion of Mr. HARRIS, the House adjourned until to-morrow at 12 o'clock M.

FRIDAY, JANUARY 15, 1886.

On motion of Mr. MILLER, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows:

In Senate, January 14, 1886.

The Senate have passed House bill entitled an act to amend an act respecting wild game, approved March 18, 1884, No. 33.

And have passed, with an amendment, House bill to incorporate the colored agricultural and industrial association of Virginia, No 38.

They have indefinitely postponed House joint resolution requesting the senators and representatives in Congress to urge the passage of laws protecting the fish interests of Virginia, No. 41.

They have passed Senate bills entitled an act to amend and re-enact an act approved March 10, 1884, entitled an act to amend an act approved January 18, 1884, entitled an act to incorporate the Lynchburg, Halifax and North Carolina railroad company, No. 27; an act to amend an act entitled an act to incorporate the Life insurance company of Virginia, approved March 21, 1871, No. 62; an act to authorize the second auditor to complete bond No. 308, issued under act of the General Assembly, approved the 28th of March, 1879, No. 67; an act to provide compensation for witnesses regularly summoned before grand juries, No. 78; an act to allow the treasurer of Prince William county to collect by levy certain tax bills not returned delinquent, No. 79; an act to provide compensation to Wyndham R. Meredith for services rendered the commonwealth, No. 80; an act giving authority to the city of Richmond to improve and control the roads to new reservoir and soldiers home, No. 85; an act to incorporate the Preacher's home association of the Virginia annual conference, Methodist Episcopal Church South, No. 86; an act to provide additional compensation to the revisers of the Code, No. 89; an act to amend and re-enact section 7 of chapter 423 of the Acts of 1883-'84, in force March 14, 1884, in relation to the office of commissioner of agriculture, No. 92; an act providing a charter for Smith's warehouse company, at Blacks and Whites, Nottoway county, No. 100; an act to amend and re-enact an act to incorporate the Washington, Cincinnati and St. Louis railroad company, approved March 15, 1872, as the same was amended by an act approved March 13, 1877, No. 101; an act to incorporate the Bland county high school, in the town of Seddon, and to create a sub-school district in Bland county, and for other purposes, No. 111; an act to punish the forgery of bonds, coupons, and other securities, No. 114; an act for the protection of game in the county of Halifax, No. 118; and an act to amend an act entitled an act to incorporate the Richmond theological seminary, in the city of Richmond, No. 125.

In which amendment and bills they respectfully request the concurrence of the House of Delegates.

No. 38. House bill, returned from the Senate with an amendment, was read twice and placed on the calendar, the rule having been suspended, on motion of Mr. JORDAN of *Petersburg*, requiring its reference to a committee.

Nos. 79, 80, and 67, Senate bills, were read twice and referred to the committee on finance.

Nos. 62, 125, 118, 100, and 86, Senate bills, were read twice and referred to the committee on propositions and grievances.

Nos. 89 and 78, Senate bills, were read twice and referred to the committee for courts of justice.

No. 111. Senate bill, was read twice and referred to the committee on schools and colleges.

No. 27. Senate bill, was read twice and referred to the committee on roads and internal navigation.

No. 92. Senate bill, was read twice and referred to the committee on agriculture and mining.

No. 85. Senate bill, was read twice and referred to the committee on counties, cities and towns.

No. 114. Senate bill, was read twice and referred to the special committee on the public debt.

The following House bills, reported from the committee on schools and colleges, were read a first time:

No. 102. House bill to provide for the pay of school commissioners and school trustees in the counties, cities and towns of this commonwealth.

No. 103. House bill to repeal an act entitled an act providing for a new board of visitors for the University of Virginia, approved April 14, 1882, and to amend and re-enact sections 2, 4 and 5 of chapter 80 of the Code of 1873.

Senate joint resolution providing for a joint committee to visit the University of Virginia, and make report touching the same, was reported from the committee on schools and colleges, with an amendment.

The joint resolution is as follows:

Whereas the state of Virginia has more than \$700,000 invested in the University of Virginia, and there have been large donations given to said university, amounting to several hundred thousand dollars, so that the aggregate investment at the university amounts to about \$1,000,000—all the property of the state; and whereas the state appropriates an annuity of \$40,000 annually for support of said university; and whereas it has always been the intent and wish of the people of Virginia to provide at said university for the highest and most useful education—and facilities are there afforded for the education of a much larger number of students than are in attendance; therefore,

Resolved (the House of Delegates concurring), That a committee of three on the part of the Senate and four on the part of the House of Delegates be appointed, who shall inquire into the condition of the institution, and report the best means of increasing its usefulness, and for further adding to its facilities for education and inducing the attendance of students, as well as inquiring into its financial condition and the condition of the property of the institution. Said committee shall visit the university, inspect the property, and prosecute such inquiries as they shall deem proper, and report by bill or otherwise.

The amendment proposed by the committee on schools and colleges, as follows:

Strike out "three on the part of the Senate and four on the part of

the House," and insert, in lieu thereof, "five on the part of the Senate and seven on the part of the House"—

Was agreed to.

Mr. WADDILL moved to amend the resolution by adding, after the word "proper," in the twenty-eighth line, the following: "looking to the said advancement of the interest of said institution"; which was rejected—yeas 31; nays 45.

On motion of Mr. CURLETT, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Bohannon, Bolling, Borum, Burks, Curlett, Faulcon, A. Fulkerson, Gills, Harris, Hay, Hylton, Jones, W. H. Jordan, Mallory, McAndlish, Mathews, Mauck, Moss, Miller, Nauce, Porter, Smith, Southworth, Thorne, Turner, Waddill, Webb, and Wise—31.

NAYS—Messrs. Speaker, Black, Brown, Buchanan, Cardwell, Chalmers, Childress, Cornett, Crismond, Dabney, Darst, Downing, Dunlop, Eastwood, Echols, Fentress, Figgatt, L. D. Fulkerson, Goad, Grimsley, Holladay, Huffman, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, O'Bannon, Patton, Payne, Peters, Roberts, Ryan, Saunders, Sebrell, Starke, Stibling, Taliaferro, Tavenner, Terry, Van Doran, and Wilkins—45.

The question being on agreeing to the Senate joint resolution, as amended, was put and decided in the negative.

Mr. ECHOLS moved to reconsider the vote by which the joint resolution was rejected; which motion was agreed to.

Mr. CARDWELL moved to reconsider the vote by which the amendment proposed by the committee on schools and colleges was agreed to; which motion was agreed to.

The question recurring on agreeing to the amendment proposed by the committee, was put and decided in the negative.

The joint resolution was agreed to.

Mr. BLACK, from the committee on schools and colleges, presented the following report:

To the Speaker of the House of Delegates:

In response to a resolution agreed to by your honorable body December 14, 1885, instructing the committee on schools and colleges to ascertain and report what appropriation would be necessary to furnish free text-books to the children of the commonwealth, your committee beg leave to submit the following report, prefacing it with the statement that, in the absence of exact official data, they can only approximate the amount of appropriation necessary by calculation and by a comparison of the statistics of other states and communities on this subject:

The report of the superintendent of public instruction for 1885 will show that the total enrolment of school children for that year was 303,343. The total average cost of a complete outfit of text-books for each pupil is estimated to be \$2.70; so that on this basis of calculation the maximum appropriation necessary would be \$819,016.10.

The report of the superintendent of public instruction for 1884 shows that 8,674 pupils were supplied with text-books, at public expense, at a total cost of \$7,199.83, or an average cost of eighty-three cents per capita.

With the same total enrolment of 303,343, the appropriation necessary on this, which must be taken as a minimum basis of calculation, would be \$251,774.69. That this latter sum would be approximately, if not actually, the annual appropriation necessary for this purpose is borne out by a comparison with the statistics of other states and cities in which books and stationery are furnished to children attending the public schools at public expense.

The report of the board of education for the city of New York for 1884 gives the

total enrolment of pupils of the schools at 293,293, and the total cost of books and stationery at \$139,181.86, or an average cost per capita of 46 cents. The city of Brooklyn, with an enrolment of 70,000, has appropriated \$80,000 for text-books. (These figures are not official.)

The report of the city superintendent of schools of Kansas City, Mo., for the years 1880-1881 (the superintendent, Mr. Greenwood,) estimates the cost of books to the state of Missouri, based on the cost of books to the pupils of Kansas City, at ten cents for each inhabitant, and the cost of books for the entire state of Missouri at \$525,000 per annum, if the schools remain in session throughout ten months of the year. But as the average school year in Missouri does not exceed six months, the cost of books to the state would not be far from \$300,000 per annum.

In proportion to the population of the two states, this estimate corresponds very well with the minimum estimate of cost made by your committee for this state.

The forty-eighth annual report of the board of education for Massachusetts contains a report by Mr. William Connell, superintendent of schools in Fall River, of the actual cost per capita to that city during a period of seven years. The report says: "The books and stationery, purchased by wholesale for the seven years included in the report, cost yearly on the average attendance but \$1.18 per capita and sixty-four cents on the enrolment.

The above statements embody all the information in the possession of your committee bearing on this subject; but as the statistics have been gathered from books furnished by this state to the poorer classes, who have been unable to furnish their own books, and as a general rule are taught in the lower classes, and therefore using fewer and cheaper books than pupils more advanced, and from states where the law providing free school-books has been in operation for several years, and where free school-books have been constantly accumulating, we cannot think that they furnish any satisfactory information as to the probable cost of books for the first and few succeeding years, under a law furnishing free school-books passed by the General Assembly. Your committee, therefore, after fully investigating this subject, is unable to state any exact amount or any amount approximating thereto, but think it would be much nearer the maximum of \$819,016.10, than the minimum, \$251,774.69.

On motion of CARDWELL, the report was passed by and ordered to be printed.

Mr. WADDILL offered the following resolution:

Resolved, That 1,000 copies of the answer of Hon. R. R. Farr, superintendent of public instruction, to the resolution of this House calling on him for certain information in reference to free books for free schools, be printed for the use of members of the General Assembly.

The resolution was referred to the committee on schools and colleges—yeas 56; nays 29.

On motion of Mr. WADDILL, the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Crismond, Curlett, Dabney, Darst, Downing, Dunlop, Eastwood, Pentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. J. Jordan, Keen, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Munford, O'Bannon, Patton, Payne, Peters, Porter, Rice, Roberts, Ryan, Saunders, Sebrell, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—56.

NAYS—Messrs. Acker, Addington, Bandy, Bolling, Borum, Echols, Faulcon, Franklin, Gills, Harris, Hylton, Jones, W. H. Jordan, McCandlish, McClintic, Martin, Matthews, Mauck, Mayo, Moss, Nance, Ruggles, Southworth, Thorne, Tillar, Turner, Waddill, Webb, and Wise—29.

Mr. WADDILL offered the following resolution:

Resolved, That the conference of county and city superintendents

of public free schools and principals of public high schools of the state of Virginia, whose fourth annual conference is to be held in this city, commencing the 2d day of February, 1886, be allowed the use of the hall of the House of Delegates for the purpose of holding its sessions on the nights of February 2d, 3d, 4th and 6th.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Leave of absence was granted to MESSRS. REID and BOLLING for two days each, BOLEN four days, and SEBRELL five days.

The following report was agreed to:

The committee for courts of justice, to whom were referred the following bills, respectfully ask that they be referred to the special committee on the public debt:

A bill to amend and re-enact section 39 of chapter 167 of the Code of 1873, in relation to the proof of handwriting.

A bill to prescribe the evidence necessary for the proof of writing not in the personal handwriting of the parties purporting to have made the same.

The following were presented and referred under rule 37:

By Mr. FULKERSON of *Washington*: A bill to amend and re-enact chapter 254 of Acts of Assembly of Virginia, session of 1876-'77, creating a railroad commissioner. Referred to the committee on roads and internal navigation.

By Mr. EASTWOOD: A bill to incorporate the Rising Sons and Daughters of Hope, of King William county. Referred to the committee on propositions and grievances.

By Mr. DABST: A bill to incorporate the town of Pulaski, in the county of Pulaski, state of Virginia. Referred to the committee on counties, cities and towns.

By Mr. BORUM: A bill to amend and re-enact the eighteenth section of chapter 235 of the Acts of 1871-'72, entitled an act to provide a new charter for the town of Suffolk. Referred to the committee on counties, cities and towns.

By Mr. WISE: A bill to amend acts, &c., in relation to certain kinds of game. Referred to the committee on propositions and grievances.

By Mr. SEBRELL: A bill to incorporate the Surry, Sussex and Southampton railway. Referred to the committee on roads and internal navigation.

By Mr. ECHOLS: A bill to amend and re-enact sections 6 and 13 of chapter 196, Acts of 1883-'84, entitled an act to provide for working the roads, repairing bridges, and opening new roads in the counties of Frederick, Clarke, Warren, and Augusta. Referred to the committee on counties, cities and towns.

By Mr. STARKE: A bill to amend and re-enact section 109 of an act entitled an act to provide for the assessment of taxes on persons, property and incomes, and imposing taxes thereon for the support of the government and public free schools, and to pay the interest on

the public debt, and to provide for the mode of applying for licenses to transact any business in this state, and prescribing the amount to be paid as a condition precedent to the right to transact such business, approved March 15, 1884. Referred to the committee on finance.

By Mr. THORNE: Petition of executive committee of Grand Lodge I. O. G. T., of Virginia. Referred to the committee on finance.

By Mr. MATTHEWS: A bill to create a lien on certain real estate. Referred to the committee for courts of justice.

By Mr. MAYO: A bill to provide for the working of the public roads in the counties of Northumberland and Westmoreland. Referred to the committee on counties, cities and towns.

The morning hour having expired, the House proceeded to the business on the calendar.

The motion entered by Mr. MAYO to reconsider the vote by which No. 67, House bill to define the true boundary line between Maryland and Virginia, and to designate the headlands on the Potomac river, was committed to the committee on the Chesapeake and its tributaries, was agreed to.

The question recurring on the motion to commit the bill to the committee on the Chesapeake and its tributaries, was put and decided in the negative.

No. 38. House bill entitled an act to incorporate the Colored agricultural and industrial association of Virginia, came up.

The amendment of the Senate, as follows:

Strike out in the third and fourth lines of twelfth section the words: "and all amusements which shall be on thereon"—

Was agreed to.

Mr. HARRIS moved to reconsider the vote by which the amendment was agreed to; which motion was rejected.

No. 1. Senate bill entitled an act to incorporate the Chesapeake, Norfolk and Carolina railway company, came up.

Mr. PORTER moved to dismiss the bill; which motion was rejected.

Mr. PORTER moved to amend the bill by adding, at the end of section 12, the following:

"And provided further, that the corporators under this act shall, within thirty days after its passage, deposit with the treasurer of the commonwealth the sum of \$10,000, which sum shall be refunded to them as soon as the said treasurer shall become satisfied that the sum of \$10,000 has been expended in grading the track of said railroad within the state of Virginia: and provided further, that if the said sum of \$10,000 shall not be so expended within the space of two years from the passage of this act, then the deposit of \$10,000 with the state treasurer shall be forfeited to the state, and the failure of the said corporators to comply with the terms of this section shall operate as a forfeiture of this charter."

Mr. STUART moved to postpone the bill and make it a special order for to-morrow at 1 o'clock P. M.; which motion was rejected.

The amendment proposed by Mr. PORTER was rejected.

Mr. PORTER moved to amend the bill by striking out, in the third section, the following words: "hereafter to be built or constructed"; which was rejected.

Mr. PORTER moved to strike out, in the ninth section, the words "bearing interest at such rate per annum as the company may determine," and insert in lieu thereof, "bearing interest at the rate of six per centum per annum"; which motion was rejected.

Mr. FULKERSON of *Washington* moved to postpone the bill and make it a special order for to-morrow at 2 o'clock P. M.; which motion was rejected.

Mr. CURLETT moved that the House do now adjourn; which motion was rejected.

The bill was read a third time and passed—yeas 57; nays 12.

On motion of Mr. PORTER, the vote was recorded as follows:

YEAS—Messrs. Arnold, Bandy, Black, Bohannon, Bolling, Brown, Buchanan, Burks, Cardwell, Chalmers, Cornett, Crismond, Curlett, Dabney, Downing, Dunlop, Dupuy, Echols, Faulcon, Fentress, Figgatt, Franklin, Gills, Goad, Grimsley, Harris, Hay, Huffman, Johnson, Jones, W. H. Jordan, Lawson, Leftwich, Loving, Mallory, McCandlish, McLintic, Matthews, Mauck, Miller, O'Bannon, Payne, Peters, Pollard, Rice, Ryan, Saunders, Shields, Smith, Southworth, Stribling, Taliaferro, Tavenner, Terry, Wescott, Wilkins, and Wise—57.

NAYS—Messrs. Speaker, Carter, A. Fulkerson, Holladay, Hylton, C. F. Jordan, Keen, Martin, Mayo, Porter, Turner, and Van Doran—12.

Mr. CARDWELL moved to reconsider the vote by which the bill was passed.

Mr. PORTER moved to pass by the motion to reconsider; which motion was rejected.

The motion to reconsider was rejected.

On motion of Mr. PAYNE, the House adjourned until to-morrow at 12 o'clock M.

SATURDAY, JANUARY 16, 1886.

On motion of Mr. LAWSON, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows:

In Senate, January 15, 1886.

The Senate have passed House bills entitled an act to limit the powers of the board of supervisors of Buchanan county, No. 23; an act to authorize the establishment of a ferry across James river, at Columbia, from the depot of the Richmond and Alleghany railroad to a convenient point on the opposite side of the river, No. 45.

They have receded from their amendment to House bill entitled an act to amend, re-enact, extend and renew the charter of the Staunton

gas company, passed February 16, 1853, No. 27; and have agreed to other amendments thereto.

They have passed Senate bills entitled an act to release the interest of the state of Virginia in and to a certain lot, No. 738, in the plan of the city of Richmond, and appointing trustees for that purpose, No. 74; an act to amend and re-enact sections 1 and 3, chapter 94, of Acts of 1881-'82, of an act entitled an act to incorporate the Richmond coal-mining and manufacturing company, No. 81; an act for the relief of the taxpayers of Alleghany county, No. 87; an act to incorporate the Roanoke and Southern railway company, No. 88; an act to amend and re-enact section 2 of chapter 159 of the Code of 1873, relating to clerks of the courts of appeals, No. 91; an act to amend and re-enact sections 2, 4, and 9 of and act approved February 25, 1884, entitled an act to establish a corporation court for the city of Roanoke, No. 97; and an act to incorporate the Chesapeake dry-dock and construction company, No. 153.

In which bills and amendments they respectfully request the concurrence of the House of Delegates.

Nos. 91, 97, and 94, Senate bills, were read twice and referred to the committee for courts of justice.

Nos. 153 and 88, Senate bills, were read twice and referred to the committee on roads and internal navigation.

No. 81. Senate bill, was read twice and referred to the committee on propositions and grievances.

No. 87. Senate bill, was read twice and referred to the committee on finance.

No. 27. House bill, returned from the Senate with an amendment, was placed on the calendar, the rule having been suspended, on motion of Mr. ECHOLS, requiring its reference to a committee.

The following House bills, reported from the committee on finance, were read a first time:

No. 104. House bill for the relief of Charles W. Hollis, of the city of Winchester, with the recommendation that it do not pass.

No. 105. House bill to pay John Wren \$1,569 for services as detective in the Cluverius trial, with the recommendation that it do not pass.

The following Senate and House bills were reported from the committee for courts of justice:

No. 89. Senate bill entitled an act to provide additional compensation to the revisers of the Code, with an amendment.

No. 13. Senate bill entitled an act to amend and re-enact section 17 of chapter 13 of the Code of 1873, as amended by an act to amend and re-enact certain sections of the Code of 1873, and certain acts of Assembly amendatory thereof, and other acts of Assembly in relation to salaries of certain officers of the government and their employees, compensation of members and officers of the General Assembly, mileage, and other allowances; to define the salaries of certain officers, and to repeal chapter 153 of the act of 1874, and section 27 of chapter 16,

and sections 5, 16, and 24 of chapter 13 of the Code of 1873, and all other acts or parts of acts in conflict therewith, approved March 12, 1878.

The following House bills, reported from the committee for courts of justice, were read a first time:

No. 106. House bill to amend and re-enact section 3 of chapter 120, Code of 1873, in regard to partition and the recordation of decrees for allotment.

No. 107. House bill to amend and re-enact section 1, chapter 112, Code of 1873, in relation to the conveyance of estates by deed or will.

No. 108. House bill to amend and re-enact section 12, chapter 124 of Code of 1873, in relation to the proceeds of sale of lands of infants, insane persons, and married women passing real estate.

No. 65. Senate bill entitled an act to amend and re-enact section 3 and to repeal section 8 of an act entitled an act to establish a state female normal school, and to add an independent section, was reported from the committee on schools and colleges, with an amendment.

The report of the joint committee, with reference to the bonds of the state prepared by the Kendall bank-note company, was, on motion of Mr. MUNFORD, passed by.

Mr. BURKS offered the following resolution:

Resolved, That the committee on roads and internal navigation be directed to inquire and report to this House why the Richmond and Alleghany railroad company have not complied with the sixteenth clause, second section, of the act approved February 27, 1879, in relation to providing suitable sluices, slopes or fish-ladders at all dams across James river from Richmond to the terminus of the line of the James River and Kanawha canal.

The House referred the resolution to the committee on roads and internal navigation.

Leave of absence was granted Messrs. CHALMERS for three days, LOVING two days, and KEEN and TURNER one day each.

Mr. FRANKLIN offered the following:

Whereas the Democratic party, in its platform, adopted in July, 1885, in state convention assembled, pledged itself to furnish free books to the pupils of the free schools; and whereas the Republican party of Virginia, in its platform, declared for free books for free schools, as a necessary completion of our system of public education; and whereas it appears from the report of Hon. R. R. Farr, superintendent of public instruction, that the sum of \$400,000, arising from the sale of the state's interest in the Atlantic, Mississippi and Ohio railroad, appropriated by the act of 1881-'82 to pay back the arrearages due to the school fund, has been about exhausted; and whereas it likewise appears from the said report that, according to Auditor Marye's statement to the legislature, published as Senate Document No. 35, session 1883-'84, the entire arrearages account to the schools will soon be fully paid off and discharged, which in the future will diminish the annual school revenue to the amount of at least \$200,000 per an-

num, and thereby greatly cripple the efficiency of our free schools: therefore, be it

1. Resolved by the House of Delegates of Virginia, That the committee on schools and colleges be instructed to inquire and report a bill furnishing free books to the pupils of the free schools of the state, in conformity with the platform of the Democratic and Republican parties of Virginia.

2. Resolved, That the said committee be likewise instructed to inquire and report what annual appropriations ought at this time to be made from the state treasury, to supply the place of the said sums heretofore relied upon and necessary in future to promote the efficiency of our public schools, to the end that every child in the commonwealth, of whatever race or color, may secure the benefits of a free education.

The resolution was referred to the committee on schools and colleges—yeas 54; nays 22.

On motion of Mr. ECHOLS, the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Buchanan, Burks, Carter, Childress, Cornett, Crismond, Dabney, Darst, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, Franklin, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Keen, Lawson, Leftwich, Moss, Miller, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Powell, Rice, Roberts, Row, Ryan, Saunders, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—54.

NAYS—Messrs. Acker, Addington, Bandy, Borum, Curlett, Faulcon, Gills, Harris, Hurt, Hylton, Jones, W. H. Jordan, McCandlish, McClintic, Martin, Matthews, Mauck, Southworth, Thorne, Turner, Waddill, and Webb—22.

Mr. FRANKLIN moved to reconsider the vote by which the resolutions were referred to the committee on schools and colleges; which motion was rejected.

The following were presented and referred under rule 37: .

By Mr. BOHANNAN: A bill to authorize the board of supervisors of Mathews county to levy a tax for the establishment and equipment for a ferry from Gwynn's island to the mainland of said county, and to provide regulations for the same. Referred to the committee on counties, cities and towns.

By Mr. SMITH: A bill for the relief of the securities of J. R. Richerson, late treasurer of Caroline county. Referred to the committee on finance.

Mr. MUNFORD offered the following resolution:

Resolved, That the communications from the committee on schools and colleges and from the Hon. R. R. Farr, state superintendent of public instruction, in response to a resolution of inquiry as to the costs of furnishing free school-books for the free-school scholars of this commonwealth, be referred to the committee on finance, with the request that they inquire and report whether free text-books can be furnished the children in the public schools of this state without necessitating an increase of taxation, or the reduction of the amount now appropriated for the maintenance and support of the free-school system.

The House refused to refer the resolution to a committee.

Mr. WADDILL moved to amend the resolution by adding, at the end thereof, the following words:

"And that the report of Superintendent Farr be printed for the use of said committee and the members of this House."

Pending the consideration of which,

Dr. THOMAS W. KEEN, delegate from the county of Pittsylvania and city of Danville, was taken suddenly ill and fell from his seat; when,

On motion of Mr. HAY, the House took a recess for thirty minutes.

The chair being resumed, the SPEAKER informed the House of the death of Dr. Thomas W. Keen, who died in a few minutes after the recess was taken.

Ordered, That Mr. GRIMSLEY inform the Senate of the death of Dr. Thomas W. Keen.

Mr. STRIBLING offered the following preamble and resolutions:

Whereas this House has just witnessed, with profound sorrow, the death of Dr. Thomas W. Keen, a delegate from the county of Pittsylvania and city of Danville:

Resolved, That a committee of five on the part of the House and three on the part of the Senate, be appointed, in connection with the sergeant-at-arms of the House of Delegates, to take charge of the remains of the deceased and accompany them to his home at Danville, and to attend the funeral, and that the same committee report on Monday, the 25th day of January, 1886, suitable resolutions commemorative of the worth and ability of the deceased, the loss to this commonwealth in his death, and expressing our sincere sympathy with his friends and family in their great bereavement.

Resolved, That this body do now adjourn, as a further mark of respect to the deceased—

Which was agreed to.

Ordered, That Mr. STRIBLING carry the resolutions to the Senate.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to the resolutions.

The SPEAKER appointed Messrs. MUNFORD, DICKENSON, BURKS, NOBLIN and MALLOBY, the committee on the part of the House.

On motion of Mr. MILLER, the House adjourned until Monday next at 12 o'clock M.

MONDAY, JANUARY 18, 1886.

Prayer by Rev. Dr. Preston Nash, of the Episcopal Church.

On motion of Mr. HAY, the reading of the Journal was dispensed with.

The following Senate bills were reported from the committee for courts of justice.

No. 91. Senate bill entitled an act to amend and re-enact section 2 of chapter 159 of the Code of 1873, relating to clerks of the courts of appeals.

No. 77. Senate bill entitled an act to enable the circuit courts of the commonwealth to change the name, style and title of corporations, with the recommendation that it do not pass.

No. 109. House bill to amend and re-enact an act to amend and re-enact section 5, chapter 48, Code of 1873, in regard to the pay of a justice, reported from the committee for courts of justice with the recommendation that it do not pass, was read a first time.

Mr. WADDILL, under a suspension of the rule, presented

No. 110. House joint resolution in relation to measures before Congress for indigent and maimed Confederate soldiers, which was read a first time.

No. 28. House bill to amend an act entitled an act to amend and re-enact section 20, chapter 79, Code of 1873, in regard to duties of city councils to make appropriations for school purposes, heretofore recommended to the committee on counties, cities and towns, was re-reported back, with amendments.

Mr. FRANKLIN, under a suspension of the rule, offered the following resolution:

Resolved, That the auditor of public accounts be requested to report to the House of Delegates what sums have been paid back to the arrearage account due the public schools (from capitation and property taxes, and all other sources) under the act of Assembly approved March 6, 1882, and all acts previous to that time, and how much is now due said schools on account of the said arrearages.

The resolution was referred to the committee on schools and colleges.

Leave of absence was granted Messrs. OGLESBY for two days and BANDY four days.

The following were presented and referred under rule 37:

By Mr. LOCKETT: A bill to authorize the governor to contract with the Farmville and Powhatan, Atlantic and Danville, Danville and New River, Virginia and Kentucky, and such other railroad companies as are now or which may hereafter be chartered, and have for their basis of credit city, town, or county subscriptions, and are local roads and not through roads, &c. Referred to the committee on asylums and prisons.

By Mr. FULKERSON of *Washington*: A bill prescribing a penalty

against defaulting county treasurers and other collecting officers. Referred to the committee on finance.

By Mr. FULKERSON of *Washington*: A bill to provide for the sale of lands returned delinquent after the year 1884. Referred to the committee on finance.

By Mr. STUART: A bill to amend an act entitled an act to amend and re-enact section 7, chapter 166, Code of 1873, in relation to service of process against or notice to a corporation. Referred to the committee for courts of justice.

By Mr. SMITH: A bill for the construction of telephones to the capitol and governor's mansion. Referred to the committee on finance.

By Mr. RYAN: A bill to amend and re-enact section 33 of chapter 450 of Acts of 1883-'84, in relation to peddler's license. Referred to the committee on finance.

By Mr. HAY: A bill for the relief of the Lutheran church and congregation of Madison county. Referred to the committee on finance.

By Mr. STARKE: A bill to amend and re-enact section 26 of chapter 158, Code of 1873, as to the pay of jurors in felony, misdemeanor, and civil cases, and the apportionment of said pay between the state and the counties, cities and towns. Referred to the committee for courts of justice.

The unfinished business of the morning hour, being on agreeing to the amendments offered by Mr. WADDILL to the resolution offered by Mr. MUNFORD, in relation to the cost of furnishing free school-books, came up.

On motion of Mr. HAY, the resolution was passed by.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 27. House bill entitled an act to amend, re-enact, extend, and renew the charter of the Staunton gas company, passed February 16, 1853, came up.

The amendments of the Senate were agreed to.

Motions severally made by Mr. ECHOLS to reconsider the votes by which the amendments of the Senate were agreed to were rejected.

House joint resolution with reference to the bonds of the state prepared by the Kendall bank-note company, was, on motion of Mr. WADDILL, postponed and made a special order for Saturday next at 1 o'clock P. M.

The report of the committee of privileges and elections in the contested-election case of *Finch vs. Jones*, of the county of Mecklenburg, was, on motion of Mr. DUNLOR, postponed until Wednesday next.

No. 66. Senate bill entitled an act for the sale of the church property belonging to the First Baptist church, of Christiansburg, Montgomery county, Va., was read a third time and rejected.

Mr. HAY moved to reconsider the vote by which the bill was rejected; which motion was rejected.

No. 89. Senate bill entitled an act to provide additional compensation to the revisers of the Code, came up.

The amendment proposed by the committee for courts of justice, as follows:

Strike out, in lines four and five, the words, "fifteen hundred dollars, as additional compensation and on account of services rendered," and insert, in lieu thereof, "one thousand dollars, for the purpose of paying for clerical services rendered and to be rendered"—

Was agreed to.

The bill was ordered to its third reading.

A message was received from the Senate by Mr. BIBB, who informed the House that the Senate had agreed to a joint resolution, as follows:

Resolved (the House of Delegates concurring), That the offices of county and city superintendent of schools in all cases shall be deemed vacant on the first day of July, 1886, and the regular term of four years to commence on that day; and that all appointments and confirmation to fill vacancies in the offices of county and city superintendent of schools shall be only for the unexpired term of his predecessor—

In which they respectfully request the concurrence of the House.

The SPEAKER laid the joint resolution before the House.

The joint resolution was referred to the committee for courts of justice.

No. 65. Senate bill entitled an act to amend and re-enact section 3, and to repeal section 8 of an act entitled an act to establish a state female normal school, and to add an independent section, came up.

The question being on agreeing to the amendment proposed by the committee on schools and colleges, as follows:

"Strike out the eighth section of the bill"—

Mr. FULKERSON of *Washington* moved to recommit the bill to the committee on schools and colleges; which motion was agreed to.

No. 72. House bill for repeal of game laws, as they apply to the county of Brunswick, was, on motion of Mr. MALLORY, taken up out of its order on the calendar.

The bill was read a second time, and ordered to be engrossed to be read a third time.

No. 20. House bill entitled an act to amend sections 4 and 7 of an act approved March 19, 1884, entitled an act to provide for the sale of lands delinquent for taxes and county levies, came up.

Pending the consideration of the twelfth amendment of the Senate,

On motion of Mr. DABNEY, the bill was committed to the committee for courts of justice.

No. 91. Senate bill entitled an act to amend and re-enact section 2 of chapter 159 of the Code of 1873, relating to clerks of the courts of appeals, was read a third time and passed.

Mr. STUART moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 13. Senate bill entitled an act to amend and re-enact section 17 of chapter 13 of the Code of 1873, as amended by an act to amend and re-enact certain sections of the Code of 1873, and certain acts of Assembly amendatory thereof, and other acts of Assembly in relation to salaries of certain officers of the government and their employees, compensation of members and officers of the General Assembly, mileage, and other allowances; to define the salaries of certain officers, and to repeal chapter 153 of the act of 1874, and section 27 of chapter 16, and sections 5, 16, and 24 of chapter 13 of the Code of 1873, and all other acts or parts of acts in conflict therewith, approved March 12, 1878, was, on motion of Mr. FIGGATT, recommitted to the committee for courts of justice.

No. 77. Senate bill entitled an act to enable the circuit courts of the commonwealth to change the name, style and title of corporations, was read a third time and rejected.

Mr. FIGGATT moved to reconsider the vote by which the bill was rejected; which motion was rejected.

The following House engrossed bills were read a third time and passed:

No. 63. House engrossed bill extending the time to O. B. Thomas for the collection of certain taxes and levies.

No. 66. House engrossed bill to amend and re-enact sections 7, 8, and 10 of chapter 145, Code of 1873, in relation to actions for injuries.

Motions severally made by Messrs. POWELL and CARDWELL to reconsider the votes by which House engrossed bills Nos. 63 and 66 were passed were rejected.

No. 47. House engrossed bill to relieve William H. Cole, of Halifax county, from the payment of a license-tax, was, on motion of Mr. RYAN, passed by.

No. 52. House bill to incorporate the Powhatan oyster company, was, on motion of Mr. MAYO, passed by—yeas 36; nays 30.

On motion of Mr. CURLETT, the vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Arnold, Bandy, Black, Bohannon, Echols, Faulcon, Fentress, Hay, Hylton, Johnson, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Matthews, Mauck, Mayo, Moss, Nance, Payne, Powell, Shields, Southworth, Stribling, Taliaferro, Terry, Thorne, Van Doran, Waddill, Webb, Wilkins, and Wise—36.

NAYS—Messrs. Buchanan, Cardwell, Carter, Childress, Cornett, Curlett, Dabney, Darst, Dupuy, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Huffman, C. F. Jordan, Lawson, Leftwich, Lightner, Lockett, O'Bannon, Peters, Porter, Rice, Roberts, Row, Ryan, Saunders, Smith, Tavenner, and Wescott—30.

No. 55. House bill to encourage education and to educate white female teachers for the public free schools of the state, was, on motion of Mr. ECHOLS, passed by.

No. 64. House bill to provide for bringing suits against receivers in certain cases, was read a second time.

Mr. FIGGATT offered a substitute for the first section of the bill.

Pending the consideration of which,

On motion of Mr. STUART, the House adjourned until to-morrow at 12 o'clock M.

TUESDAY, JANUARY 19, 1886.

Prayer by Rev. Dr. Preston Nash, of the Episcopal Church.

On motion of Mr. CURRETT, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows:

In Senate, January 18, 1886.

The Senate have passed House bill entitled an act to allow persons charged with crime to testify in their own behalf, No. 50.

They have passed bills entitled an act to amend and re-enact the charter of the Suffolk and Carolina railway company, No. 95; and an act to incorporate the Loudoun county telephone company, No. 131.

In which bills they respectfully request the concurrence of the House of Delegates.

No. 131. Senate bill, was read twice and referred to the committee on propositions and grievances:

No. 95. Senate bill, was read twice and referred to the committee on roads and internal navigation.

The following Senate bills were reported from the committee on finance:

No. 80. Senate bill entitled an act to provide compensation to Wyndham R. Meredith for services rendered the commonwealth.

No. 87. Senate bill entitled an act for the relief of the tax-payers of Alleghany county.

The following House bills, reported from the committee on finance, were read a first time:

No. 111. House bill for the relief of the sureties of A. F. Creel.

No. 112. House bill to amend and re-enact section 4 of chapter 38 of the Code of 1873, as amended by an act approved April 28, 1874, and to amend and re-enact sections 15, 28, and 30 of said chapter 38 of the Code of 1873, in relation to forfeited and delinquent lands.

No. 113. House bill for the relief of James M. Binford, treasurer of Portsmouth.

No. 114. House bill for the construction of telephones to the capitol and governor's mansion.

The following Senate bills were reported from the committee on counties, cities and towns:

No. 30. Senate bill entitled an act to amend and re-enact section 1 of an act entitled an act to provide for removing obstructions in Bush river, in Prince Edward county, Va.

No. 85. Senate bill entitled an act giving authority to the city of Richmond to improve and control roads to the new reservoir and soldiers' home.

The following House bills, reported from the committee on counties, cities and towns, were read a first time:

No. 115. House bill to provide for the working of the public roads in the counties of Northampton and Westmoreland.

No. 116. House bill to authorize the board of supervisors of Mathews county to levy a tax for the establishment and equipment of a ferry from Gwynn's island to the mainland of the said county, and to provide regulations for the same.

No. 117. House bill authorizing the board of supervisors of Essex county to declare operative as to said county the act to provide for the working and repairing of public roads and bridges, approved March 8, 1884.

No. 118. House bill requiring the county judge of Brunswick county to submit the question of continuing or repealing the fence law to the voters of Sturgeon magisterial district, in said county, upon certain conditions.

No. 119. House bill to amend and re-enact an act approved March 24, 1871, entitled an act to incorporate the town of Luray, in the county of Page, and acts amendatory thereof, approved respectively April 30, 1874, March 28, 1879, March 1, 1884, and March 4, 1884.

No. 120. House bill to incorporate the town of Pulaski City, in the county of Pulaski.

The following House bills, reported from the committee on schools and colleges, were read a first time:

No. 121. House bill to incorporate the Southwest Virginia institute.

No. 122. House bill repealing an act approved March 3, 1879, in relation to division of school districts into sub-districts, &c.

No. 123. House bill for the establishment of a state female normal school.

No. 124. House bill to amend and re-enact section 39 of chapter 167, Code of 1873, in relation to rules, pleadings and evidence, reported from the special joint committee on the public debt, was read a first time.

No. 65. Senate bill entitled an act to amend and re-enact section 3, and to repeal section 8, of an act entitled an act to establish a state female normal school, and to add an independent section, heretofore recommitteed to the committee on schools and colleges, was reported back with an amendment.

The following report was presented:

The committee on schools and colleges, to whom was referred a resolution, as follows:

Resolved, That 1,000 copies of the answer of R. R. Farr, superintendent of public instruction, to the resolution of this House calling on him for certain information in reference to free books for free schools, be printed for the use of members of the General Assembly—Reported the same back, with a recommendation that the resolution be not agreed to.

The resolution was rejected.

The SPEAKER laid before the House a communication from the auditor of public accounts, in response to a resolution of the House in

regard to coupons tendered in payment of taxes: which was referred to the committee on finance.

The following report was agreed to:

The committee on propositions and grievances have, according to order, had under consideration a bill, to them referred, to amend an act in relation to certain kinds of wild game, and respectfully ask to be discharged from its further consideration, and that it be referred to the committee on the Chesapeake and its tributaries.

The unfinished business of the morning hour, being on agreeing to the amendment offered by Mr. WADDILL to the resolution offered by Mr. MUNFORD, in relation to cost of furnishing free text-books to public free schools, came up.

On motion of Mr. ECHOLS, the resolution was passed by.

The SPEAKER appointed Messrs. BLACK, FULKERSON of *Lee*, PAYNE, BOHANNAN, and CUBLETT the committee, on the part of the House, under a joint resolution appointing a joint committee to visit the University of Virginia and make a report as to its condition, &c.

The SPEAKER appointed Mr. ARNOLD in place of Mr. KEEN, deceased, on the committee, on the part of the House, to visit and report as to the condition of the Eastern lunatic asylum.

The SPEAKER appointed Mr. JORDAN of *Halifax* on the committee on roads and internal navigation, in place of Mr. KEEN, deceased.

The following were presented and referred under rule 37:

By Mr. WILKINS: A bill to relieve William H. Pearson, of Northampton county, from the payment of license tax. Referred to the committee on finance.

By Mr. ECHOLS: A bill for the relief of William H. Talley. Referred to the committee on finance.

By Mr. ACKER: A bill to amend and re-enact clause 3 of section 112 of an act entitled an act for the assessment of taxes on persons, property, income, and licenses, and imposing taxes thereon for the support of the government and free schools, and to pay the interest on the public debt, approved April 22, 1882. Referred to the committee on finance.

By Mr. DABST: A bill to authorize the school trustees of Dublin district, county of Pulaski, to sell and convey certain property. Referred to the committee on schools and colleges.

By Mr. TAVENNER: A bill to punish the grantor in a deed of trust on personal property for unlawfully disposing of said property. Referred to the committee for courts of justice.

By Mr. FULKERSON of *Washington*: A bill to provide for special judges in particular cases. Referred to the committee for courts of justice.

By Mr. SMITH: A bill to re-enact an act to amend an act approved April 22, 1882, in relation to compensation of clerks of circuit courts,

in force March 17, 1884. Referred to the committee for courts of justice.

By Mr. THORNE: A bill to amend an act entitled an act for working the public roads of Fairfax county. Referred to the committee on counties, cities and towns.

By Mr. WESCOTT: A bill to provide for the working of the public roads of Accomac county by contract. Referred to the committee on counties, cities and towns.

By Mr. ECHOLS: A bill to provide for a further appropriation to the Central lunatic asylum, to complete the building, provide necessary furniture, &c. Referred to the committee on finance.

By Mr. PAYNE:

Resolved, That the committee on public property be instructed to consider the expediency of reporting a bill looking to lighting the capitol and executive mansion by electric lights.

By Mr. PAYNE:

Resolved, That the committee on schools and colleges be instructed to inquire into the expediency of reporting a bill for the establishment of a male normal school in connection with the college of William and Mary.

By Mr. FULKERSON of Lee: A bill to amend section 28, chapter 194, Code of 1873, in relation to buying and selling votes. Referred to the committee for courts of justice.

By Mr. FULKERSON of Lee: Joint resolution proposing an amendment to the first section of article seven of the constitution, concerning county organizations. Referred to the committee for courts of justice.

By Mr. STUART: A bill to amend and re-enact section 10 of chapter 99 of the Code of 1873, in relation to wild game. Referred to the committee on propositions and grievances.

By Mr. VAN DORAN: A bill to employ convict labor on county roads and works of internal improvement. Referred to the committee on asylums and prisons.

The morning hour having expired, the House proceeded to the business on the calendar.

The unfinished business being on agreeing to the substitute offered by Mr. FIGGATT to the first section of No. 64, House bill to provide for bringing suits against receivers in certain cases, came up.

The substitute (for the first section) offered by Mr. FIGGATT, as follows:

"1. Be it enacted by the General Assembly of Virginia, That when a receiver has been appointed for any corporation in this state, and is required to carry on the business of such corporation, it shall not be necessary to apply to the court which appointed such receiver for leave to institute any action at law for any cause of action arising from the acts or contracts of such receiver, relating to the business so conducted, but such suit may be brought and prosecuted to judgment in any court having jurisdiction in the county in which the cause of action arose.

But no execution shall issue upon said judgment, but the same shall be certified by the clerk of the court rendering the same to the court by which the receiver was appointed, and shall there be treated as a petition of the plaintiff, and satisfaction thereof provided for according to the rights of the parties"—

Was rejected.

On motions severally made by Mr. BUCHANAN, the bill was amended by striking out the word "suit," where it appears in the third and fourth lines of the first section, and inserting, in lieu thereof, the word "action."

On motion of Mr. BUCHANAN, the bill was further amended by striking out, in lines 5 and 6 of section 1, the words "having jurisdiction in the county in which the cause of action arose," and inserting "which would have had jurisdiction of said cause of action but for the appointment of such receiver, but no execution shall issue upon such judgment, but the court by which such receiver was appointed shall direct the payment of said judgment when a certified copy of said judgment is filed in the papers in the cause in which the receiver is appointed, just as if the claim had been proved and allowed in said cause in which said receiver was appointed."

On motion of Mr. GRIMSLEY, the bill was amended by adding, at the end of the second section, the following:

"And in case the receiver be of a private industrial association or firm, then process shall be issued and served in the manner provided for in chapter 165 and section 2 of chapter 166 of the Code of 1873."

The bill, as amended, was ordered to be engrossed to be read a third time.

The following Senate bills were read a third time and passed:

No. 89. Senate bill entitled an act to provide additional compensation to the revisers of the Code—yeas 61; nays 3.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Buchanan, Burks, Carter, Childress, Cornett, Dabney, Darst, Downing, Dunlop, Dupuy, Echols, Fentress, Figgatt, Franklin, A. Fulkerson, L. D. Fulkerson, Gills, Goad, Grimsley, Hay, Huffman, Johnson, Jones, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Mallory, Mauck, Moss, Miller, Munford, Nance, Noblin, O'Bannon, Payne, Peters, Pollard, Powell, Rice, Roberts, Row, Saunders, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Thorne, Tillar, Van Doran, Waddill, and Wilkins—61.

NAYS—Messrs. Holladay, Porter, and Wise—3.

No. 87. Senate bill entitled an act for the relief of the tax-payers of Alleghany county—yeas 75.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Arnold, Bohannon, Bolling, Borum, Brown, Buchanan, Burks, Carter, Cornett, Crismond, Dabney, Darst, Downing, Dunlop, Dupuy, Echols, Faulcon, Fentress, Figgatt, Franklin, A. Fulkerson, L. D. Fulkerson, Gills Harris, Hay, Hoge, Holladay, Huffman, Hurt, Hylton, Johnson, Jones, C. F. Jordan, W. H. Jordan, W. I. Jordan, Loving, Mallory, McCandlish, McClintic, Martin, Matthews, Mauck, Nance, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Powell, Roberts, Row, Ruggles, Ryan, Saunders, Shields, Smith, Southworth, Starke,

Stribling, Taliaferro, Tavenner, Terry, Thorne, Tillar, Turner, Van Doran, Waddill, Webb, Wescott, Wilkins, and Wise—75.

No. 30. Senate bill entitled an act to amend and re-enact section 1 of an act entitled an act to provide for removing obstructions in Bush river, in Prince Edward county, Va.

Motions severally made to reconsider the votes by which Nos. 89, 87, and 30, Senate bills, were passed were rejected.

No. 65. Senate bill entitled an act to amend and re-enact section 3, and to repeal section 8 of an act entitled an act to establish a state female normal school, and to add an independent section thereto, came up.

The amendment proposed by the committee on schools and colleges, as follows:

Strike out the eighth section of the bill, and insert, in lieu thereof, the following: "The board of trustees of this school shall have authority to grant diplomas to those that have graduated and been found proficient in its full course of normal studies, and such graduates may be employed in any public schools of the commonwealth without examination, in as far as literary qualifications are concerned, for a period of five years"—

Was on motion of Mr. RYAN amended by striking out the word "five," in the last line, and inserting, in lieu thereof, the word "two."

The amendment proposed by the committee on schools and colleges, as amended, was rejected.

Mr. HAY moved to reconsider the vote by which the amendment, as amended, was rejected; which motion was rejected.

On motion of Mr. TERRY, the bill was amended by striking out the eighth section thereof.

On motion of Mr. DABNEY, the bill was further amended by inserting, as the eighth section thereof, the following:

"§ 8. The board of trustees of this school shall have authority to grant diplomas to those that have graduated and been found proficient in its course of normal studies."

The bill, as amended, was ordered to its third reading.

Mr. DUNLOP, from the committee of privileges and elections, presented a minority report in the contested election case of Finch *vs.* Jones; which was passed by and ordered to be printed.

No. 85. Senate bill entitled an act giving authority to the city of Richmond to improve and control roads to new reservoir and soldiers' home, was, on motion of Mr. WADDILL, postponed and ordered to be printed.

No. 80. Senate bill entitled an act to provide compensation to Wyndham R. Meredith for services rendered the commonwealth, was, on motion of Mr. ECHOLS, passed by.

On motion of Mr. LOCKETT, the House adjourned until to-morrow at 12 o'clock M.

WEDNESDAY, JANUARY 20, 1886.

Prayer by Rev. Dr. Preston Nash, of the Episcopal Church.

On motion of Mr. CURLETT, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows :

In Senate, January 19, 1886.

The Senate have passed Senate bills entitled an act to amend and re-enact section 6 of chapter 366 of the Session Acts of the General Assembly of Virginia of 1869-'70, entitled an act to incorporate the town of Berryville and to provide a charter for the same, approved October 29, 1870, No. 59; an act to incorporate The Sisters of Charity of St. Joseph's academy and orphan asylum of Richmond, Va., No. 72; an act to amend and re-enact section 33, chapter 49 of Code of 1873, in relation to property being exempt from distress or levy, No. 102; an act for the relief of Mrs. R. W. Davidson, of Floyd county, No. 110; an act to amend and re-enact section 5 of an act to provide for the working and keeping in repair the public roads in the counties of Alleghany, Bath and Highland, No. 116; an act for the relief of Louis Jones, treasurer of Middlesex county, Va., No. 121; an act to incorporate the Warm Springs Valley railroad company, No. 126; an act to amend and re-enact an act approved December 1, 1884, entitled an act to amend and re-enact an act approved March 17, 1884, entitled an act for the relief of the sureties of Charles W. Walker, late treasurer of Giles county, No. 130; an act to amend an act entitled an act to incorporate The Little Sisters of the Poor in Richmond, No. 132; an act to provide for the completion of the Southwestern lunatic asylum, and appropriating money therefor, No. 134; an act to amend and re-enact sections 1 and 4 of an act to incorporate the Salem and Southwestern railroad company, approved February 20, 1884, No. 135; an act to amend and re-enact section 5 of an act approved January 31, 1884, entitled an act to provide for a new charter for the city of Roanoke, No. 138.

In which bills they respectfully request the concurrence of the House of Delegates.

Nos. 132 and 72, Senate bills, were read twice and referred to the committee on propositions and grievances.

Nos. 110, 121 and 130, Senate bills, were read twice and referred to the committee on finance.

Nos. 126 and 135, Senate bills, were read twice and referred to the committee on roads and internal navigation.

Nos. 59, 116, and 138, Senate bills, were read twice and referred to the committee on counties, cities and towns.

No. 134. Senate bill, was read twice and referred to the committee on asylums and prisons.

No. 102. Senate bill, was read twice and referred to the committee for courts of justice.

The following Senate bills were reported from the committee on roads and internal navigation :

No. 153. Senate bill entitled an act to incorporate the Chesapeake dry-dock and construction company, with amendments.

No. 88. Senate bill entitled an act to incorporate the Roanoke and Southern railway company, with an amendment.

No. 125. House bill to incorporate the Surry, Sussex and Southampton railway, reported from the committee on roads and internal navigation, was read a first time.

The following House bills, reported from the committee on the Chesapeake and its tributaries, were read a first time :

No. 126. House bill to allow Thomas C. Kellam to erect a wharf for shipping produce on a tributary of Wachapreague inlet, in Accomac county.

No. 127. House bill to amend acts, &c., in relation to certain kinds of game.

No. 128. House bill to amend and re-enact an act entitled an act to amend and re-enact section 7 of chapter 166, Code of 1873, in relation to service of process against or notice to a corporation, reported from the committee for courts of justice, with an amendment in the nature of a substitute, was read a first time.

No. 129. House bill to provide for the working of the public roads of Accomac county by contract, reported from the committee on counties, cities and towns.

No. 130. House bill for the relief of school teachers, reported from the committee on schools and colleges, was read a first time.

The following report of the committee on schools and colleges was agreed to :

Resolved, That the auditor of public accounts be requested to report to the House of Delegates what sums have been paid back to the arrearages account due the public schools, from capitation and property taxes and all other sources, under the act of Assembly approved March 6, 1882, and all acts previous to that time, and how much is now due said schools on account of the said arrearages.

Mr. CURLETT offered the following preamble and resolutions :

Whereas it has pleased Providence to remove from our midst, by death, the Hon. Thomas W. Keen ; and whereas he was stricken down while in the discharge of his official duties, to which he ever gave his earnest attention : therefore,

Resolved, That the clerk of the House of Delegates issue a certificate to the widow of the late Thomas W. Keen for the full salary due to him as a member of this House for one full regular session of the legislature, deducting only such amounts as may have been paid him prior to his death.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. FULKERSON of *Washington*, under a suspension of the rule, offered the following resolution:

Resolved, That the auditor of public accounts be and he is hereby requested to report to the House the names of the railroad companies in this state which have paid or tendered coupons for taxes due for the years 1884 and 1885.

The resolution was agreed to.

The unfinished business of the morning hour being on agreeing to the amendment offered by Mr. WADDILL to the resolution offered by Mr. MUNFORD, in relation to the cost of furnishing free text-books to public free schools, came up.

On motion of Mr. POLLARD, the resolution was committed to the committee for courts of justice.

Leave of absence was granted Mr. WADDILL for two days.

The following were presented and referred under rule 37:

By Mr. WILKINS: A bill to incorporate the Hungar's transportation company. Referred to the committee on roads and internal navigation.

By Mr. CORNETT:

Resolved, That the finance committee be requested to prepare a bill reducing the taxes on real and personal estate of the commonwealth, in proportion to the increase of the taxable values of the same and the late increased assessment, having due regard to the current expenses and the maintenance of the public free schools of the state.

By Mr. PORTER: A bill to authorize the board of supervisors of Surry county to take the census of said county. Referred to the committee on counties, cities and towns.

By Mr. TILLAR: A bill to amend an act entitled an act to incorporate the Atlantic and Danville narrow gauge railway company, approved April 21, 1882, as amended by an act approved November 22, 1884. Referred to the committee on roads and internal navigation.

By Mr. CORNETT: A bill to furnish convict labor to Wythe, Grayson and Carroll, to work on roads. Referred to the committee on asylums and prisons.

The committee on enrolled bills respectfully report that the following bills have been approved by the governor:

An act for the relief of the tax-payers of the city of Staunton.

An act to empower the trustees of the district school board of Buchanan school district, Botetourt county, to use surplus county school funds belonging to said district for the purpose of purchasing or erecting buildings for school purposes, in force December 21, 1885.

An act to empower the board of supervisors of Hanover county to give additional compensation to Judge J. D. Foster.

An act to incorporate the Bethel cemetery company.

An act to repeal an act approved March 3, 1884, in regard to working roads in Bland county.

An act to re-enact section 9 of an act approved February 21, 1882, entitled an act to incorporate the Fauquier and Rappahannock railroad company, as amended by an act approved January 28, 1884.

An act to extend the time for the construction of the Norfolk and Cincinnati railroad.

An act authorizing the trustees of Grace Episcopal church, in Berryville, Va., to hold five acres of land.

An act to incorporate the Virginia fuel-gas company.

An act to amend and re-enact section 2 of chapter 138 of the Acts of Assembly, session of 1883-'84, in regard to filling vacancies in the county boards of school commissioners.

An act to amend and re-enact the act of Assembly passed 15th January, 1867, entitled an act to incorporate the Charlottesville and University railroad company, and the act amending the same, approved March 6, 1871.

An act to incorporate the trustees of the Baptist ministers' relief fund of Virginia.

An act to amend and re-enact section 11 of chapter 3 of the act approved March 14, 1878, in relation to breaking and entering any railroad car.

An act to amend and re-enact chapter 187, Acts of Extra Session of 1884, providing for a new registration of the voters of the city of Richmond.

An act to incorporate the Montgomery intelligence company.

An act to incorporate the Elba beneficial and social society of Richmond.

An act to incorporate the Hines memorial association of the Knights of Pythias.

An act to release lot No. 374, in the plan of Sidney, from taxes reported delinquent.

An act to appropriate certain moneys to meet a note given by the board of Eastern lunatic asylum to raise funds to rebuild certain buildings destroyed by fire on the 7th day of June, 1885.

Joint resolution in regard to sale of delinquent lands.

An act to repeal an act entitled an act for the protection of deer in the counties of Bland and Wythe.

An act to enable the town of Fincastle to aid in founding and maintaining a high school for boys at or near said town.

An act to authorize the common council of the town of Salem to issue new bonds of said town sufficient to retire the bonds issued for the construction of the water-works.

An act to authorize a loan of muskets to the Wytheville academy.

An act to allow Ezra K. Young, Warren H. Young and Milton Young to erect a wharf at Franklin City, in Accomac county, for the purpose of shipping oysters.

An act to postpone the sale of delinquent lands in King William county.

An act to incorporate the Suffolk light and water company.

An act to allow William H. Ellis to erect a wharf at Franklin City, Accomac county.

An act to remove the political disabilities of S. R. Donohoe and others.

An act authorizing the trustees of the Methodist Episcopal Church South, at Wytheville, to sell and convey the church and lot.

An act to incorporate the town of Claremont, in Surry county.

An act to repeal the game law, so far as it applies to the county of Mecklenburg.

An act giving the consent of the state to the purchase by the United States of certain real estate in Norfolk county, and exempting the same from taxation.

An act to incorporate the Bar association of the city of Richmond.

An act to incorporate the Odd-Fellows' temple association of Richmond, Va.

An act to amend and re-enact an act approved March 3, 1882, entitled an act to authorize the corporation of Fredericksburg to establish a poor-house and grounds outside of its corporation limits.

An act for the relief of T. A. Graves, of Madison county.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 65. Senate bill entitled an act to amend and re-enact section 3, and to repeal section 8 of an act entitled an act to establish a state female normal school, and to add an independent section, was read a third time and passed.

Mr. BLACK moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 80. Senate bill entitled an act to provide compensation to Wyndham R. Meredith for services rendered the commonwealth.

Mr. FRANKLIN moved to amend the bill, by striking out the words "one thousand" and inserting "five hundred"; which motion was rejected—yeas 26; nays 53.

On motion of Mr. FRANKLIN, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bolling, Borum, Burks, Cornett, Curlett, Faulcon, Franklin, Gills, Goad, Harris, Hurt, Hylton, Jones, W. H. Jordan, McCandlish, McClintic, Martin, Matthews, Mauck, Ruggles, Southworth, Turner, Webb, and Wise—26.

NAYS—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Buchanan, Carter, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Figgatt, Hay, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Mallory, Mayo, Miller, Noblin, O'Bannon, Patton, Payne, Peters, Pollard, Porter, Reid, Rice, Row, Ryan, Saunders, Shields, Smith, Starke, Taliaferro, Tavenner, Terry, Thorne, Van Doran, Wescott, and Wilkins—53.

Mr. MALLOY moved to amend the bill, by striking out the words "one thousand" and inserting "seven hundred and fifty"; which motion was agreed to—yeas 54; nays 31.

On motion of Mr. McCANDLISH, the vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Arnold, Bolling, Borum, Buchanan, Burks, Childress, Crismond, Curlett, Dickenson, Dupuy, Echols, Faulcon, Fentress, Franklin, L. D. Fulkerson, Gills, Goad, Harris, Holladay, Hurt, Hylton, Jones, W. H. Jordan, Lawson, Lightner, Mallory, McCandlish, McClintic, Martin, Matthews, Mauck, Mayo, Moss, Munford, Powell, Rice, Roberts, Row, Ruggles, Ryan, Smith, Southworth, Stribling, Terry, Thorne, Tillar, Turner, Van Doran, Webb, Wescott, and Wise—54.

NAYS—Messrs. Black, Bohannon, Carter, Dabney, Downing, Dunlop, Eastwood, Figgatt, Hay, Hoge, Huffmann, Johnson, C. F. Jordan, W. I. Jordan, Leftwich, Lovins, Miller, Noblin, O'Bannon, Patton, Payne, Peters, Pollard, Porter, Reid, Saunders, Shields, Starke, Taliaferro, Tavenner, and Wilkins—31.

Mr. McCANDLISH moved to reconsider the vote by which the amendment was agreed to.

Mr. HAY moved to pass by the motion to reconsider; which motion was rejected.

The motion to reconsider the vote by which the amendment was agreed to was rejected.

Mr. FRANKLIN moved to recommit the bill to the committee on finance; which motion was rejected.

The bill, as amended, was ordered to its third reading.

No. 105. House bill to pay John Wren \$1,569 for services as detective in the Cluverius case, was, on motion of Mr. DUNLOP, taken up out of its order on the calendar.

On motion of Mr. CURLETT, the bill was dismissed.

Mr. DUNLOP moved to reconsider the vote by which the bill was dismissed; which motion was rejected.

No. 114. House joint resolution for the construction of telephones to the capitol and governor's mansion, was, on motion of Mr. SMITH, taken up out of its order on the calendar.

The bill was read a second time, and ordered to be engrossed to be read a third time.

No. 88. Senate bill entitled an act to incorporate the Roanoke and Southern railway company, came up.

The amendment proposed by the committee on roads and internal navigation, as follows:

Add, at end of eighth section, "provided, that it shall not consolidate with any parallel or competing line: and provided further, that if it shall consolidate with a foreign corporation, the consolidation company shall always remain a Virginia corporation in regard to the right of suing and being sued"—

Was agreed to.

On motion of Mr. MUNFORD, the bill was passed by.

No. 153. Senate bill entitled an act to incorporate the Chesapeake dry-dock and construction company, came up.

The first amendment proposed by the committee on roads and internal navigation, as follows:

After the word "works," in fifth line of second section, insert the words "provided the capital stock shall not exceed two millions of dollars"—

Was agreed to.

The second amendment proposed by the committee on roads and internal navigation, as follows:

Last line of fourth section, after the word "purposes" insert: "provided the amount of land so acquired shall not exceed one hundred acres"—

Was agreed to.

The third amendment proposed by the committee on roads and internal navigation, as follows:

In seventh line of sixth section strike out the word "domain," and insert the word "title"—

Was agreed to.

The bill, as amended, was ordered to its third reading.

No. 47. House engrossed bill to relieve William H. Cole, of Halifax county, from the payment of a license tax, was read a third time and passed—yeas 55; nays 15.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Brown, Burks, Chalmers, Crismond, Curlett, Dabney, Darst, Echols, Faulcon, Fentriss, Franklin, L. D. Fulkerson, Gilla, Goad, Grimsley, Harris, Hoge, Huffman, Hurt, Jones, W. I. Jordan, Lawson, Leftwich, Loving, Mallory, McClintic, Martin, Matthews, Mayo, Moss, Noblin, O'Bannon, Patton, Payne, Pollard, Porter, Rice, Roberts, Row, Ruggles, Shields, Southworth, Starke, Taliaferro, Tavenner, Terry, Thorne, Turner, Van Doran, Wescott, Wilkins, and Wise—55.

NAYS—Messrs. Acker, Bohannon, Buchanan, Childress, Cornett, Dickenson, Hay, Holladay, C. F. Jordan, Lightner, Mauck, Peters, Reid, Saunders, and Webb—15.

Mr. NOBLIN moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 72. House engrossed bill for repeal of game laws, as they apply to the county of Brunswick, was read a third time and passed.

Mr. MALLORY moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 64. House engrossed bill to provide for bringing suits against receivers in certain cases, was read a third time and passed.

Mr. POWELL moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 26. House bill to incorporate the Grange camp association of Northern Virginia, was read a second time and ordered to be engrossed to be read a third time.

No. 52. House bill to incorporate the Powhatan oyster company, came up.

Mr. WISE moved to postpone the bill and make it a special order for Monday, the 1st of February, at 1 o'clock P. M.; which motion was agreed to.

On motion of Mr. MALLORY, the House adjourned until to-morrow at 12 o'clock M.

THURSDAY, JANUARY 21, 1886.

On motion of Mr. MATTHEWS, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows:

In Senate, January 20, 1886.

The Senate have passed House bill entitled an act to provide for opening, altering, changing and working the public roads of Warren county, with an amendment, No. 56.

They have passed Senate bill to prohibit relief against usurious transactions after the same are ended, No. 117.

In which bill and amendment they respectfully request the concurrence of the House of Delegates.

No. 56. House bill, returned from the Senate with an amendment, was referred to the committee on counties, cities and towns.

No. 117. Senate bill, was read twice and referred to the committee for courts of justice.

No. 131. House bill to authorize the governor to loan arms to Staunton male academy, at Staunton, Va., was read a first time.

The following House bills, reported from the committee on roads and internal navigation, were read a first time:

No. 132. House bill to incorporate the Saltville and Cove plaster-bank railroad company, with a recommendation that it do not pass.

No. 133. House bill to incorporate the Madison Courthouse and Orange railroad company.

No. 134. House bill to amend and re-enact an act in force February 21, 1882, entitled an act to incorporate the Virginia and Carolina railroad company.

The following Senate bills were reported from the committee for courts of justice:

No. 102. Senate bill entitled an act to amend and re-enact section 33, chapter 49, Code of 1873, in relation to property being exempt from distress or levy, with an amendment.

No. 97. Senate bill entitled an act to amend and re-enact sections 2, 4, and 9 of an act approved February 25, 1884, entitled an act to establish a corporation court for the city of Roanoke.

The following Senate bills were reported from the committee on finance:

No. 121. Senate bill entitled an act for the relief of Louis Jones, treasurer of Middlesex county.

No. 25. Senate bill entitled an act directing the secretary of the commonwealth to affix the seal of the state to certain state bonds.

No. 5. Senate bill entitled an act making an annual appropriation for the support of the home of R. E. Lee Camp, No. 1, Confederate veterans, with amendments.

No. 27. Senate bill entitled an act to amend and re-enact an act

approved March 10, 1884, entitled an act to amend an act approved January 18, 1884, entitled an act to incorporate the Lynchburg, Halifax and North Carolina railroad company, was reported from the committee on roads and internal navigation, with amendments.

The following House bills, reported from the committee on finance, were read a first time:

No. 135. A bill prescribing a penalty against defaulting county treasurers and other collecting officers.

No 136. A bill for the relief of the Lutheran church and congregation, of Madison county, with the recommendation that it do not pass.

No. 137. A bill to provide that all corporations hereafter chartered in this state shall pay in money or forfeit their charters.

The report of the committee of privileges and elections in the contested-election case of *Finch vs. Jones* came up.

Mr. FULKERSON of *Washington* moved that the report be postponed until to-morrow at 1 o'clock P. M.

Mr. HOGE moved to amend, by striking out "to-morrow" and inserting "Saturday"; which motion was rejected.

The motion of Mr. FULKERSON of *Washington* was agreed to.

The following were presented and referred under rule 37:

By Mr. WESCOTT: A bill to allow William P. Birch and Isaac J. Melvin each to erect a wharf along their shores on Chincoteague island. Referred to the committee on the Chesapeake and its tributaries.

By Mr. STARKE: A bill to incorporate Ebenezer Lodge, No. 1482, of the Grand United Order of Odd-Fellows of the city of Richmond. Referred to the committee on propositions and grievances.

By Mr. DABST: A bill to provide for a new registration of the voters of the county of Pulaski. Referred to the committee of privileges and elections.

By Mr. POWELL: A bill to incorporate the Barrett humane society of Fluvanna. Referred to the committee on propositions and grievances.

By Mr. CORNETT: A bill to amend section 11, chapter 65, of the Acts of 1883-'84, entitled an act to regulate the practice of medicine and surgery, approved January 31, 1884. Referred to the committee on propositions and grievances.

By Mr. CULLETT:

Whereas the walks around the capitol are in such a condition as to cause serious inconvenience to pedestrians, and especially to ladies and children; therefore,

Resolved (the Senate concurring), That the superintendent of public buildings be and he is hereby authorized to cause said walks to be repaired as speedily as possible: provided, however, that the cost of same shall not exceed the sum of two hundred dollars.

Referred to the committee on public buildings.

By Mr. MAYO: A bill for the relief of Isaac N. Bussells. Referred to the committee for courts of justice.

The **SPEAKER** laid before the House a communication from the auditor of public accounts, in response to a resolution of the House in relation to the names of the railroad companies in this state which have paid or tendered coupons for taxes due for the years 1884 and 1885.

On motion of Mr. **POLLARD**, the communication was referred to the committee for courts of justice, with the following instructions:

Resolved, That the report of the auditor of public accounts, in response to a resolution of the House of Delegates, showing what railroads and other corporations have paid or offered to pay in coupons the taxes assessed on said corporations, be referred to the committee for courts of justice, to inquire and report what action should be taken by the General Assembly in regard thereto.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 128. House bill to amend and re-enact an act entitled an act to amend and re-enact section 7 of chapter 166, Code of 1873, in relation to service of process against or notice to a corporation, was, on motion of Mr. **GRIMSLEY**, taken up out of its order on the calendar.

On motion of Mr. **GRIMSLEY**, the bill was recommitted to the committee for courts of justice.

No. 98. House bill to provide for submitting the question of liquor license to the qualified voters of the several counties, corporations and magisterial districts of the state, was, on motion of Mr. **LOVING**, taken up out of its order on the calendar.

Mr. **CURLETT** moved that the bill be postponed and made a special order for the second Monday in February at 1 o'clock P. M.

Mr. **MUNFORD** moved to amend the motion by Mr. **CURLETT**, by striking out "second Monday in February," and inserting "Tuesday, 26th instant"; which was agreed to.

The motion by Mr. **CURLETT**, as amended, was rejected—yeas 53; nays 32 (not two-thirds voting in the affirmative).

On motion of Mr. **FRANKLIN**, the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Brown, Buchanan, Burks, Carter, Chalmers, Cornett, Crismond, Curlett, Dabney, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Fentress, Figgatt, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Hylton, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Mallory, Matthews, Moss, Miller, Munford, Noblin, Patton, Pollard, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Shields, Smith, Starke, Stribling, Tavenner, and Terry—53.

NAYS—Messrs. Addington, Bolling, Borum, Childress, Darst, Echols, Faulcon, Franklin, A. Fulkerson, Gills, Harris, Huffman, Hurt, Jones, W. H. Jordan, Loving, McAndlish, McClintic, Martin, Mauck, Mayo, O'Bannon, Payne, Peters, Ruggles, Southworth, Taliaferro, Thorne, Turner, Webb, Wescott, and Wilkins—32.

Mr. **CURLETT** moved to recommit the bill; pending which,

On motion of Mr. **POLLARD**, the bill was postponed and made a special continuing order for Wednesday next at 12½ o'clock P. M.

No. 28. House bill to amend an act entitled an act to amend and re-enact section 20, chapter 79, Code of 1873, in regard to duties of

city councils to make appropriations for school purposes, approved March 12, 1878, was, on motion of Mr. STARKE, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 124. House bill to amend and re-enact section 39 of chapter 197, Code of 1873, in relation to rules, pleadings and evidence, was, on motion of Mr. FULKERSON of *Washington*, taken up out of its order on the calendar.

The bill was read a second time.

Mr. FRANKLIN moved to pass by the bill; which motion was rejected.

Mr. McCANDLISH moved to postpone the bill and make it a special order for to-morrow at 1 o'clock P. M.; which motion was rejected—yeas 22; nays 41.

On motion of Mr. McCANDLISH, the vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Black, Bohannon, Carter, Curlett, Dickenson, Faulcon, Franklin, Gills, Hylton, W. H. Jordan, Lawson, McCandlish, Matthews, Moss, Saunders, Southworth, Taliaferro, Thorne, and Tillar—22.

NAYS—Messrs. Arnold, Buchanau, Burks, Chalmers, Childress, Dabney, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Huffman, Hurt, Johnson, C. F. Jordan, W. I. Jordan, Leftwich, Lightner, Lockett, McClintic, Mauck, Mayo, Miller, Munford, Noblin, O'Bannon, Peters, Pollard, Powell, Rice, Roberts, Row, Ruggles, Starke, Tavenner, Terry, and Webb—41.

The bill was ordered to be engrossed to be read a third time.

The bill being presently engrossed,

Mr. FULKERSON of *Washington* moved that the bill have its third reading this day; which motion was agreed to (two-thirds in the House so determining).

The bill was read a third time and passed.

Mr. FULKERSON of *Washington* moved to reconsider the vote by which the bill was passed; which motion was rejected.

Ordered, That Mr. FULKERSON of *Washington* carry the bill to the Senate and request their concurrence.

A message was received from the Senate by Mr. HURT, who informed the House that the Senate had passed the bill.

No. 80. Senate bill entitled an act to provide compensation to Wyndham R. Meredith for services rendered the commonwealth, was, read a third time and passed—yeas 51; nays 17.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Buchanan, Carter, Chalmers, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Echols, Faulcon, Fentress, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Harris, Hay, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Mallory, Mayo, Munford, Noblin, Peters, Pollard, Powell, Reid, Rice, Roberts, Ruggles, Ryan, Saunders, Shield, Starke, Taliaferro, and Tavenner—51.

NAYS—Messrs. Acker, Addington, Borum, Burks, Childress, Cornett, Franklin, Gills, Hylton, McCandlish, McClintic, Martin, Matthews, Mauck, Southworth, Turner, and Webb—17.

Mr. HAY moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 153. Senate bill entitled an act to incorporate the Chesapeake dry-dock and construction company, was read a third time and passed.

Mr. JOHNSON moved to reconsider the vote by which the bill was passed; which motion was rejected.

Ordered, That Mr. JOHNSON carry the bill to the Senate and request their concurrence in the amendments of the House.

No. 97. Senate bill entitled an act to amend and re-enact sections 2, 4 and 9 of an act approved February 25, 1884, entitled an act to establish a corporation court for the city of Roanoke, was read a third time and passed.

Mr. HUFFMAN moved to reconsider the vote by which the bill was passed; which motion was rejected.

A message was received from the Senate by Mr. MEREDITH, who informed the House that the Senate had agreed to House joint resolution to repair the executive mansion, and appropriating money therefor, No. 91, with an amendment; in which they respectfully request the concurrence of the House.

No. 102. Senate bill entitled an act to amend and re-enact section 33 of chapter 49 of the Code of 1873, in relation to property being exempt from distress or levy, came up.

The amendment proposed by the committee for courts of justice, to strike out "his boat and tackle, not exceeding two hundred dollars," and insert "his boat and tackle, not exceeding one hundred dollars," was rejected.

Mr. MOSS moved to amend the bill by adding, after the words "five barrels of corn," the words "or, in lieu thereof, twenty-five bushels of rye or buckwheat"; which was agreed to.

Mr. POLLARD moved to amend the bill by adding, at the end of section 33, as proposed to be amended, the following:

"But the householder and head of a family being entitled to and claiming a pair of horses or mules, under the next succeeding section, shall not be entitled to the one horse under this section"—

Which was agreed to.

Mr. MALLORY moved to amend the bill, by striking out "five barrels of corn," and inserting "ten barrels of corn."

Pending which,

On motion of Mr. MUNFORD, the House adjourned until to-morrow at 12 o'clock M.

FRIDAY, JANUARY 22, 1886.

Prayer by Rev. Dr. Preston Nash, of the Episcopal Church.

On motion of Mr. HAY, the reading of the Journal was dispensed with.

A communication from the Senate, by their clerk, was read as follows:

In Senate, January 21, 1886.

The Senate have passed House bill entitled an act for the relief of Giles Crowders and Sidney Gresham from a fine, No. 21.

They have passed, with amendments, House bill entitled an act to incorporate the Wythe and Speedwell mining and manufacturing company, No. 10.

And have agreed to the amendments proposed by the House of Delegates to Senate bills entitled an act to amend and re-enact section 3, and to repeal section 8, of an act entitled an act to establish a State female normal school, and to add an independent section, No. 65; and an act to incorporate the Chesapeake dry-dock and construction company, No. 153.

In which amendments they respectfully request the concurrence of the House of Delegates.

No. 10. House bill was placed on the calendar, the rule being suspended, on motion of Mr. OGLESBY, requiring its reference to a committee.

The following Senate bills were reported from the committee on counties, cities and towns:

No. 59. Senate bill to amend and re-enact section 6 of chapter 366 of the Session Acts of the General Assembly of Virginia of 1869-'70, entitled an act to incorporate the town of Berryville, and to provide a charter for the same, approved October 29, 1870.

No. 116. Senate bill to amend and re-enact section 5 of an act to provide for the working and keeping in repair the public roads in the counties of Alleghany, Bath, and Highland.

No. 91. House joint resolution to repair the executive mansion, and appropriating money therefor, was referred to the committee on public property.

No. 138. House bill to provide for the opening, altering, changing and working the public roads of Warren county, reported from the committee on counties, cities and towns, was read a first time.

No. 92. Senate bill to amend and re-enact section 7 of chapter 423 of the Acts of 1883-'84, in force March 14, 1884, in relation to the office of commissioner of agriculture, was reported from the committee on agriculture and mining.

The following Senate bills, reported from the committee on propositions and grievances, were read a second time:

No. 72. Senate bill to incorporate the Sisters of Charity of St. Joseph's academy and orphan asylum, of Richmond, Va.

No. 81. Senate bill to amend and re-enact sections 1 and 3, chapter 94, of Acts of 1881-'82, of an act entitled an act to incorporate the Richmond coal-mining and manufacturing company, with an amendment.

No. 86. Senate bill to incorporate the Preachers' home association of the Virginia annual conference Methodist Episcopal Church South.

No. 100. Senate bill providing a charter for Smith's warehouse company, at Blacks and Whites, Nottoway county, Va.

No. 125. Senate bill to amend an act entitled an act to incorporate the Richmond theological seminary, in the city of Richmond.

No. 131. Senate bill to incorporate the Loudoun county telephone company.

No. 132. Senate bill to amend an act entitled an act to incorporate The Little Sisters of the Poor, in Richmond.

No. 139. House bill to amend and re-enact section 1 of chapter 514, Acts of 1883-'84, entitled an act to amend an act approved March 9, 1880, respecting wild game, approved March 18, 1884, reported from the committee on propositions and grievances, was read a first time.

The following House bills, reported from the committee on schools and colleges, were read a first time:

No. 140. House bill to amend and re-enact section 62, chapter 78, of the Code of 1873, in relation to providing text-books at cost for the children attending the public free schools.

No. 141. House bill to provide for the erection of additional buildings, &c., for the State female normal school, and to make an appropriation therefor.

No. 142. House bill to authorize the district school trustees of Dublin district, county of Pulaski, to sell and convey certain property.

No. 143. House bill to authorize the school trustees of Falls Church district, Fairfax county, Va., to sell or exchange school lot at Bailey's cross-roads.

No. 144. House bill to amend sections 4 and 7 of an act approved March 19, 1884, entitled an act to provide for the sale of lands delinquent for taxes and county levies, and to repeal section 16 of said act, reported from the committee for courts of justice, was read a first time.

No. 114. Senate bill to punish forgery of bonds, coupons, and other securities, was reported from the special committee on the public debt.

Mr. CARDWELL, under a suspension of the rule, presented

No. 145. House joint resolution giving J. A. Wingfield, register of the land office, further time to furnish the bond required by law; which was read a first time.

Mr. FRANKLIN moved that the rule be suspended to enable him to introduce a resolution, as follows:

Resolved, That the auditor of public accounts be and he is hereby requested to furnish to the House of Delegates a detailed statement, showing all the expenditures made by the legislature of 1883-'84 at

its regular, extended and extra sessions, and for what purposes the said expenditures were made—

Which motion was rejected—yeas 28; nays 42.

On motion of Mr. FRANKLIN, the vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Bolen, Bolling, Borum, Cardwell, Cornett, Curlett, Faulcon, Franklin, Gills, Hurt, Hylton, W. H. Jordan, Mallory, McAndlish, McClintic, Martin, Matthews, Mauck, Mayo, Nance, Porter, Southworth, Thorne, Turner, and Webb—28.

NAYS—Messrs. Arnold, Black, Bohannon, Buchanan, Burks, Carter, Chalmers, Childress, Crismond, Dabney, Darst, Dickenson, Eastwood, Echols, Figgatt, Goad, Grimsley, Hay, Holladay, Huffman, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Loving, Miller, Noblin, Patton, Payne, Peters, Pollard, Reid, Row, Ryan, Saunders, Smith, Starke, Taliaferro, Tavenner, Terry, and Van Doran—42.

Leave of absence was granted Messrs. TERRY and LOCKETT for one day each; WESCOTT, ROW, BURKS and GOAD two days each; and THORNE, WILKINS and MALLORY three days each.

The following were presented and referred under rule 37:

By Mr. LOVING: A bill to classify building fund associations and to provide for their incorporation and management, and to repeal existing laws on the subject. Referred to the committee on propositions and grievances.

By Mr. MALLORY: A bill to ascertain the amount of fines and costs collected by certain county officers, and which may not have been accounted for. Referred to the committee for courts of justice.

By Mr. GOAD: A bill to authorize the district and county school-boards to organize graded or intermediate schools in the counties of the commonwealth. Referred to the committee on schools and colleges.

By Mr. MALLORY: A bill to amend and re-enact sections 18, 20, 21, and 22 of the Code of 1873, in relation to the recovery of fines. Referred to the committee for courts of justice.

By Mr. FULKERSON of Lee: A bill to amend and re-enact section 13 of an act entitled an act to incorporate Cumberland college, in Lee county, approved March 3, 1885. Referred to the committee on schools and colleges.

By Mr. MALLORY: A bill to repeal section 19 of an act approved April 1, 1879, prescribing the duties and liabilities of certain county officers. Referred to the committee on finance.

By Mr. SHIELDS: A bill for the relief of William S. Wilkinson. Referred to the committee on finance.

By Mr. DARST: A bill to authorize the school trustees of Newbern district, Pulaski county, to sell and convey certain property. Referred to the committee for courts of justice.

By Mr. POLLARD: A bill to erect a public building for the library, court of appeals, and various officers of the state government, and to make an appropriation for that purpose. Referred to the committee on public property.

By Mr. TERRY: A bill to incorporate the Smithville and Drake's Branch telephone company. Referred to the committee on propositions and grievances.

By Mr. MARTIN: A bill for the relief of Samuel W. Lyons, treasurer of Norfolk county. Referred to the committee on finance.

By Mr. MUNFORD: A bill to amend and re-enact section 3 of chapter 178 of the Code of 1873, as amended and re-enacted by an act approved August 26, 1884, in relation to petitions for appeals, writs of error, and supersedeas. Referred to the committee for courts of justice.

The morning hour having expired, the House proceeded to the business on the calendar.

Mr. MUNFORD moved that No. 144, House bill to amend sections 4 and 7 of an act approved March 19, 1884, entitled an act to provide for the sale of lands delinquent for taxes and county levies, and to repeal section 16 of said act, be read a second time this day; which was agreed to (two-thirds in the House so determining).

The bill was read a second time.

Mr. MAYO moved to amend the bill, by inserting the following:

"All delinquent taxes and levies due the state or counties, down to January 1, 1880, are hereby forever remitted"—

Which was rejected—yeas 37; nays 45.

On motion of Mr. POLLARD, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bolling, Borum, Carter, Chalmers, Curlett, Dupuy, Faulcon, Franklin, Gills, Harris, Hay, Holladay, Johnson, Jones, W. I. Jordan, Malory, McCandlish, McClintic, Martin, Matthews, Mauck, Mayo, Miller, Nance, Noblin, Rice, Row, Taliaferro, Terry, Thorne, Tillar, Turner, Van Doran, Webb, and Wise—37.

NAYS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Burks, Childress, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Echols, Fentress, Figgatt, A. Fulkerson, Goad, Grimsley, Huffman, C. F. Jordan, Lawson, Leftwich, Lightner, Loving, Moss, Munford, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Roberts, Ryan, Saunders, Smith, Southworth, Starke, Stribling, and Tavenner—45.

Mr. FIGGATT moved to amend the bill by adding, at the end of the fourth section, as proposed to be amended, the following:

"Provided, that the treasurers of the several counties shall make sale under this act only of lands for taxes assessed and returned delinquent since the first day of January, 1875, and all taxes so returned delinquent prior to January 1, 1875, are hereby released"—

Which was agreed to—yeas 44; nays 38.

On motion of Mr. POLLARD, the vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Bolling, Burks, Carter, Chalmers, Childress, Curlett, Dupuy, Faulcon, Figgatt, Franklin, Gills, Harris, Hay, Holladay, Hurt, Jones, W. H. Jordan, W. I. Jordan, Lightner, McCandlish, McClintic, Martin, Matthews, Mauck, Mayo, Nance, Noblin, Powell, Rice, Roberts, Row, Saunders, Smith, Tavenner, Terry, Thorne, Turner, Van Doran, Waddill, Webb, and Wise—44.

NAYS—Messrs. Arnold, Black, Bohannon, Bolen, Borum, Cardwell, Cornett, Crismond, Dabney, Dickenson, Downing, Eastwood, Echols, Fentress, Goad, Huffman, C. F.

Jordan, Lawson, Leftwich, Loving, Mallory, Moss, Miller, Munford, Oglesby, Patton, Payne, Peters, Pollard, Porter, Reid, Ryan, Shields, Southworth, Starke, Stribling, Taliaferro, and Tillar—38.

Mr. POWELL moved to reconsider the vote by which the amendment offered by Mr. FIGGATT was agreed to; which motion was agreed to.

The question recurring, on agreeing to the amendment offered by Mr. FIGGATT, was put and decided in the negative.

The bill was ordered to be engrossed to be read a third time—yeas 54; nays 5.

On motion of Mr. FIGGATT, the vote was recorded as follows:

YEAS—Messrs. Arnold, Black, Bolen, Cardwell, Carter, Chalmers, Childress, Cornett, Crismond, Dabney, Dickenson, Downing, Dunlop, Dupuy, Echols, Franklin, Goad, Grimsley, Hay, Holladay, Huffman, Jones, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lockett, Loving, Matthews, Mauck, Miller, Moss, Munford, Noblin, Oglesby, Patton, Payne, Peters, Pollard, Porter, Reid, Rice, Roberts, Saunders, Shields, Smith, Southworth, Stribling, Taliaferro, Tavenner, Terry, Thorne, Van Doran, and Wise—54.

NAYS—Messrs. Acker, Addington, Buchanan, Figgatt, and Lightner—5.

Mr. WISE moved to reconsider the vote by which the bill was ordered to be engrossed.

Mr. HAY moved to pass by the motion to reconsider; which was rejected.

The motion by Mr. WISE to reconsider was rejected.

A message was received from the Senate by Mr. RHEA, who informed the House that the Senate had passed Senate bill entitled an act to prescribe a rule of evidence in certain cases, No. 213; in which they respectfully request the concurrence of the House.

The SPEAKER laid the bill before the House.

The bill was read twice and placed on the calendar, the rule having been suspended, on motion of Mr. FULKERSON of *Washington*, requiring its reference to a committee.

On motion of Mr. FULKERSON of *Washington*, the bill was taken up out of its order on the calendar.

On motion of Mr. WADDILL, the bill was passed by.

The report of the committee of privileges and elections in the contested-election case of *Finch vs. Jones*, of *Mecklenburg*, came up.

The report is as follows:

The committee of privileges and elections, to whom was referred the contested-election case of *C. L. Finch vs. J. R. Jones*, from *Mecklenburg* county, report—

That the whole number of votes cast in the county of *Mecklenburg* in an election for a member of the House of Delegates of Virginia, held pursuant to law the first Tuesday after the first Monday in November, 1885, for *J. R. Jones*, were cast twenty-three hundred and ninety-five (2395) votes; for *C. L. Finch*, were cast nineteen hundred and eleven (1911) votes; and that *J. R. Jones*, having received the

greatest number of votes cast at said election, was elected a member of the House of Delegates of Virginia for the term prescribed by law. See certificate of board of state canvassers, record page 40.

C. L. Finch, the contestant, contests this election on three grounds—to-wit:

1. Ineligibility of the contestee Jones to hold office—because, as charged in the notice of contest, the said Jones, before the said election, was guilty of selling, trading, and trafficking in a public office of honor, trust, and emolument—to-wit: the post-office at Boydton, Va.; and for this, that said Jones, before said election, was guilty, while postmaster at Boydton, of illegally abstracting a registered letter from the United States mail, of which alleged disqualifications contestant avers that public notice was given the voters of said county before the day of election.

2. Because of the fact that said election was illegal, null, and void at the following precincts in said county—to-wit: at Boydton, Christiansville; Clarkesville, Wright's Store, Smith's Cross-Roads, Puryear's Shop, Pearson's Store, and Gregory's Store, for the following reasons—to-wit:

a. That the polls at said precincts were not opened and closed in the manner provided by law—in this, that the proclamations required by law were not made.

b. That the ballot-boxes were not opened and emptied of their contents in the presence of the voters assembled before ballots were received and placed therein, as required by law.

c. That said ballot-boxes were not securely fastened in the manner required by law.

d. That the judges and clerks conducting said election were not sworn according to law.

e. That during the progress of said election at said precincts respectively the judges of election left the room in which the election was being held, leaving the ballot-boxes in the same in the custody of others than themselves.

f. That before the completion of the canvassing of the votes, the judges of election left the ballot-boxes and ballots in the custody of others than themselves.

That ballots were received and deposited in the ballot-boxes at said precincts by other persons than a judge of election.

The ballots were received and deposited in said ballot-boxes by one of the judges of election in the absence of one or both of the other judges.

That persons other than the judges and clerks of election were admitted into the rooms or places where said election was held in said precincts during the progress of said election and while ballots were being received from voters.

That the ballot-boxes at said precincts were opened during the progress of said election at said precincts after the opening and before the closing of said polls.

That other persons than the judges of election handled the ballots at said precincts after the same had been received from the voters.

That between the opening and closing of the polls at said precincts the rooms or places where said election was being held at said precincts were so closed as that the voters could not see what was going on therein.

That the ballots were not, after the closing of the polls at said precincts, counted by the judges in the manner required by law.

That persons other than the judges and clerks of election were admitted into the rooms or places of holding said election at said precincts after the closing of the polls and before the ballots were counted and made to agree with the poll-books, and said poll-books signed by the judges and attested by the clerks, as required by law.

That the polls at said precincts were closed before sundown.

That during the time the vote was being canvassed, other persons than the judges and clerks of election at said precincts, and two friends respectively of the opposing candidates voted for, were illegally admitted into said rooms.

That the votes at said precincts were not canvassed by the judges of election and completed before adjournment, but there was a suspension and adjournment of said canvass after it had commenced and before it was completed.

That the canvass of the vote was not begun as soon as the polls were closed.

That at and within said precincts, on the day of election and before that time, threats of violence, various acts and kinds of intimidation and bulldozing, many tricks, acts, and doings, to work upon the superstitious of the ignorant, were used and indulged in by you and your supporters to large numbers of colored voters who desired to vote for me, and would have done so if allowed to exercise their free will, but were compelled against their free wills, by reason of said acts and doings aforesaid, on the part of yourself, supporters, and party friends, to vote for you; while many others who desired to vote for me, and would have done so if they had dared, were deterred from voting at all by reason of said acts and doings of yourself, supporters, and party friends; and but for such illegal and grossly fraudulent conduct on the part of yourself, supporters, and party friends, I would have received a large majority of the votes cast at said precincts.

Contestant produces no evidence tending to prove that contestee was, before the said election, convicted of the crimes charged in the notice of contest. The mere charge of felony does not disqualify a citizen from holding office; there must be conviction. (Constitution of Virginia, Art. iii., secs. 1 and 2.) The committee is of opinion, therefore, that contestee was qualified to hold office at the date of said election.

It is in proof that there were some omissions on the part of the judges of election to observe the provisions of the statute regulating the details of election at the following precincts in Mecklenburg county—as follows:

At Boydton precinct, which gave Jones, contestee, one hundred and sixty-three majority—

The ballot-box was not provided with a lock and key, and was not locked, but fastened with a spring.

The poll-books were not signed by the judges and clerks until the ballots were counted to ascertain for whom they were cast.

J. H. Drumright, deputy sheriff, was allowed to pass through the room, when the vote was being canvassed, to his sleeping apartment in the rear, and connected with the room in which the election was held. (Record, pp. 19, 20 and 6-8.)

At Smith's Cross-roads precinct, which gave Jones one hundred and sixty-four majority—

The room in which the election was held was divided by a plank placed on barrels.

Persons, other than the judges of election, entered the room while the election was being held. All, or nearly all the votes polled on the democratic side came into the room; no persons entered the space cut off for conducting the election.

After the polls were closed, two of the judges of election went to supper, near one hundred yards from the voting place, took the ballot-box with them, kept it by the side of one of the judges while at supper, carried it back to the voting place, and counted the votes. The ballot-box was separated from the crowd by a plank.

The ballot-box had a lock, but no key; it was securely fastened with two screws by one of the judges of election. (Record, pp. 19-23, 4-6, and 8, 9.)

At Wright's Store precinct, which gave contestee ninety-eight majority—

Two of the judges of election were frequently absent from the room the ballot-box was kept in, "and called"; the other judge was also absent from the room sometimes.

The ballot-box was not locked, but screwed. The certificate of the judges was signed after the vote was canvassed.

The polls were closed for dinner, and one person admitted into the room and eat dinner with the judges. (Record, pp. 7-9, 14, 15.)

At Gregory's Store precinct, which gave contestee twenty-seven majority—

The polls were opened about one-half hour after sunrise. The polls were closed at the middle of the day, but I cannot say how long—while we were eating dinner.

Others besides the judges and clerks were present in the room where the election was held. The people entered and sat by the fire.

The judges stopped in the middle of the canvass of the vote for half hour or more, and stood off a little from the table where the ballots were, and eat supper. (Record, pp. 1, 2, 7, 8.)

At Clarkesville precinct, which gave contestee sixty-three majority—

The polls were opened about fifteen minutes after sunrise, and closed at sunset.

At one time two of the judges of election were out of the room, and at another time one judge was out, leaving the other two in.

Ballots were received and deposited by one of the judges in the absence of one of the other judges.

Mr. Elbert H. Gordon, who was not a judge of election, took two ballots from the voters and deposited them in the box. "He was not sworn; but as soon as we discovered that it was not lawful, we stopped him."

The ballots were strung by one of the clerks of election.

There were several persons in the room other than the judges and clerks at the time the polls closed, who remained there during the counting of the ballots and comparing them with the poll-books.

There were at different times more than two friends of the opposing candidates voted for, admitted into the room. There were in the room other than the clerks and judges, I think, five or six. (Record, pp. 1-3, and 4-5.)

At Chase City precinct, which gave contestee thirty-two majority—

The sun supposed by one witness to be an hour or an hour and a half high when the polls opened, and closed at sunset.

At several times one of the judges left the room, leaving the boxes in charge of the other two judges. Mr. Smith, one of the judges, went to dinner.

Ballots were received while one of the judges was out, and deposited in the box.

Ballots were received and deposited in the absence of two of the judges.

Eight or ten persons, other than the judges and clerks, were in the room during the day, and four or five at night, during the count.

The poll-books were not signed by the judges and attested by the clerks before the second count of the ballots was made.

Some persons were admitted, who held a corporation election for Chase City, at the same time and in the same room the State and county election was held in. (Record, pp. 11-13, 13-15, and 17.)

Puryear's Shop—

One person admitted in room one hour by the sun.

The record contains no proof of irregularities occurring at any other precinct in Mecklenburg county.

There is no charge of fraud or corrupt conduct on the part of the officers of election at any precinct in the county of Mecklenburg, by the contestant, in his notice of contest or the brief of his counsel; and it is proven that the votes cast at each precinct complained of corresponded with the names on the poll-books. There is no pretence and no proof that the ballot-boxes were tampered with at any precinct in the county, nor is there any proof that the contestant

was injured by the irregularities of the officers of election and their failure to follow the strict letter of the election laws; and all presumption of fraud as against contestant is negatived by the fact that the election machinery was under the absolute control of the Democratic party in Mecklenburg county, of which contestant was a member. There were two Democratic judges and one clerk at each precinct in the county, and the committee cannot believe, in the absence of all proof, that these officers failed of their duty, or violated the law, with intent to defraud the candidate of their own party and defeat his election.

The object of the election laws is to ascertain the will of the qualified voters; and if the will of the qualified voters is ascertained in any election, it should not be defeated, though it be ascertained without a strict compliance with the regulations for receiving, preserving, and counting the votes cast.

There being no fraud or corruption on the part of the officers conducting the elections at the several precincts complained of, charged by the contestant, or proven by the evidence in this case, the single question presented to the committee is: Are the statutory provisions of the law regulating the details of elections in this State—such as fixing the time for opening and closing the polls, the manner of receiving and depositing the ballots, the number of persons allowed in the room where the election is conducted, &c., which were not strictly complied with at the precincts complained of—mandatory or directory?

If mandatory, the six precincts of Boynton, Smith's Cross-Roads, Wright's Store, Gregory's Store, Clarkesville and Chase City, especially the four last-named, should be held null and void, and thrown out. But if they are merely directory, as the committee decide they are, they should be counted.

The provisions of law regulating the details of election are contained in chapter 8, Code of 1873. It is nowhere declared in our law that the failure of the election officers to comply strictly with these statutory regulations shall vitiate the election; and to construe these provisions of the statute as mandatory would in many instances, as in the opinion of the committee it would in this case, defeat the will of the people fairly and honestly expressed at the polls.

The law applicable to this case is laid down by McCrary, in his work on elections, as follows:

"If, as in most cases, the statute simply provides that certain acts or things shall be done within a particular time, or in a particular manner, and does not declare that their performance is essential to the validity of the election, then they will be regarded as mandatory if they *do*, and directory if they *do not*, affect the actual merits of the election."—McCrary, sec. 126, and cases cited.

"Those provisions touching the recording and return of the legal votes received, and the mode and manner of conducting the mere details of the election are directory.

"The principle is, that irregularities which do not tend to affect

results are not to defeat the will of the majority; the will of the majority is to be respected even when irregularly expressed." Ibid. sec. 127, and cases cited.

In the case of *Gilleland vs. Schuyler* (9 Kansas, 569) the court said: * * "But these rules (of election) are only means. The end is the freedom and purity of the election. To hold these rules all mandatory and essential to a valid election is to subordinate substance to form, the end to the means."

A few minutes' delay in opening the polls will make no difference, but several hours' delay may render the election void, and certainly will have that effect if the party complaining of it can show that he has been injured thereby."—McCrary, sec. 114 and cases cited.

"The fact that persons, other than the members of the board of election officers, are allowed to be in the room with such officers when votes are being received and deposited, will not of itself and in the absence of any proof of their misconduct, be sufficient to invalidate the return."—McCrary sec. 443.

"In a contested election case very little attention should, ordinarily, be paid to mere irregularities in the proceedings of the election officers, which do not affect the real merits of the case, and it was held by the court of appeals of New York (8 N. Y. 67,) that when evidence goes only to show an irregularity without fraudulent intent, and by which nobody was injured, the court is not bound to submit it to the jury as an open question."—McCrary sec. 123.

At Boydton precinct, Franklin Vansant, one of the judges of election examined by contestee, says in answer to—

Question 2. Were you a judge of election at Boydton * * * on the 3d day of November, 1885?

Answer 2. I was.

Question 3. What is and has been your politics?

Answer 3. Democratic.

Question 4. Was the election held in said town of Boydton, Mecklenburg county, Virginia, fair and legal?

Answer 4. So far as my personal knowledge extends, I believe it was a fair election, and, in my opinion, it was a legal election.

The testimony of this witness is uncontradicted.

At Smith's Cross-Roads, H. E. Smith, a judge of the election, testified as a witness for contestee:

Question 2. Were you a judge of election at Smith's Cross-Roads, in the county of Mecklenburg, on the 3d day of November, 1885?

Answer 2. I was.

Question 3. What is and has been your politics?

Answer 3. Democratic.

Question 4. Was the election held at Smith's Cross-Roads, on the said 3d day of November, fair and honest?

Answer 4. So far as taking and counting the ballots were concerned was fair, but I suppose there was bulldozing and intimidation outside.

Question 5. In what way was there intimidation and bulldozing?

Answer 5. Whenever a colored man was supposed to vote the Democratic ticket there was numerous voices and questions—"Who is he; who is he? I want to know the man."

Question 6. How was the election conducted, and how was the ballot-box cared for?

Answer 6. The election was conducted fairly, so far as I know. After the closing of the ballot-box it was in my charge till the ballots were counted. (See Record, pp. 4-5.)

This witness is corroborated by W. H. C. Walker, a clerk of election, and not contradicted as to the fairness of the election at this precinct. There is no evidence of bad faith on the part of the officers, or of unfairness at any of the precincts in the county.

INTIMIDATION.

The last ground of contest—the charge of intimidation—is not sustained by the proof, in the opinion of the committee.

The testimony on this point is almost exclusively heresay, and too general, vague, and uncertain to be relied on; and, if admissible, it does not show that the intimidation complained of, changed the result of the election at any precinct in the county.

According to the testimony of contestant's witnesses, the election in Mecklenburg county was perfectly peaceable, there being no violence or confusion at any precinct in the county, and in the opinion of the committee, the House cannot take cognizance of the character and kind of intimidation resorted to by the colored people of said county.

The polls were nowhere obstructed; no voters were prevented from voting by violence or threats of violence on the day of election.

The character of intimidation relied on by the contestant, and testified to by his witnesses, is described by John M. Ransom. (Record pp. 316.)

Ransom says: "I am pastor of three churches—two in Boydton district and one in Buckhorn district. About one hundred (members) of the two churches said they would not vote for J. R. Jones, but that Charles L. Finch was their preference. Out of this number of one hundred, about twenty-five carried out their intentions, and did vote for Mr. Finch; the remaining seventy-five were intimidated in various ways, their superstitious beliefs worked upon by the supporters of J. R. Jones, the Republican candidate.

"My race is weak-minded and superstitious, and believe in conjuring and tricking, and people who are low enough to work on their superstitious feelings can influence them to a greater extent than by threats and open acts of violence.

"A great many were deterred from voting for C. L. Finch, by reason of J. R. Jones and his supporters, working upon their superstitious fears in various ways. * * * * *

"Besides the one hundred voters who are members of my church,

before referred to, I know of some forty or fifty other colored voters in Boydton district, who would also have voted for Mr. Finch in the last election, had they not been compelled by Jones and his Republican bulldozers and supporters, by use of like methods as those above referred to, to vote for said Jones. * * * * Making a cross mark in the road when they pass, notching them on a tally-stick, will make them believe that some terrible evil will befall them, and has a greater effect in intimidating them than open acts of violence.

"I know of one instance where one Democratic colored voter died suddenly the day before the election, and this was claimed on the day of election by Jones and his supporters at the Boydton precinct to have been a judgment sent on him by God on account of his democracy," and in this way many of the poor and ignorant voters of my race were induced against their will to vote for Jones.

This is a fair sample of the intimidation practiced in Mecklenburg. Other witnesses testify that Jones's friends and supporters threatened to have them turned out of church, to "have nothing more to do with them," &c., if they voted the Democratic ticket.

Discarding all the votes which Ranson designates by numbers, naming none of them, and the three voters named by the witness, W. T. Atkins, as having been kept away from the polls at Boydton by threats, &c., the result at that precinct will not be changed, nor would the result of the election at any other precinct be changed by throwing out a number of votes equal to the number of voters supposed by the witnesses to have been intimidated.

The testimony of none of the voters alleged to have been intimidated at the several precincts was taken by contestant, except that of Tyree Barnes, at Gregory's Store, and Pleasant Halloway, at Boydton. On this point see McCrary, sec. 431.

All of the colored witnesses examined by contestant on the question of intimidation, except Barnes and Halloway, voted the Democratic ticket without molestation on the day of election.

The testimony of contestant shows but few instances of threats of violence, and these for the most part were made before and after the day of election.

Threats of turning out of church, of social ostracism, notching on stick in the presence of the voters at the polls, making cross marks in the road, picking a turkey in front of a voter's house in the night time, tricking and conjuring, are not such acts of intimidation, as in the judgment of the committee are contemplated by law, or the legislature can take cognizance of and punish.

"If it clearly appear that the fairness, purity, or freedom of election has been materially interfered with by acts of violence, intimidation or armed interference, such election should be set aside. * * * The true rule is this. The violence or intimidation should be shown to have been sufficient either to change the result, or that by reason of it the true result cannot be ascertained with certainty from the returns. To vacate an election on this ground,

if the election were not in fact arrested, it must clearly appear that there was such a display of force as ought to have intimidated men of ordinary firmness. McCrary, sec. 416 and cases cited.

Your committee, therefore, conclude that the contestant, C. L. Finch, has not made good his claim to a seat in the House of Delegates from the county of Mecklenburg, and that the *prima facie* right of J. R. Jones, heretofore recognized, should be declared absolute on the adoption of the following resolution—to-wit :

Be it resolved, That J. R. Jones is entitled to retain his seat on this floor as member from the county of Mecklenburg.

Respectfully submitted.

A. FULKERSON, *Chairman*.

The question being on agreeing to the minority report, as follows :

The undersigned, a minority of the committee of privileges and elections, to which was referred the contested case of Finch vs. Jones, are unable to concur in the conclusions reached by the majority of the committee, and respectfully submit the reasons of our dissent, with such recommendation as to us appears proper in the premises :

The first ground of contest, to-wit, the ineligibility of the sitting member, by reason of grave charges against him, though set forth in the notice of contest and in the petition in the case, were not specially insisted on by the contestant in argument.

We agree with the majority of the committee, that *conviction* of the charge is essential to render the contestee ineligible.

The grounds of contest, substantially relied on, are—

First—Gross irregularities in the conduct of the election and reckless disregard of mandatory provisions of the law at precincts indicated by the contestant in his petition, to-wit : Boydton, Chase City (or Christianville), Clarksville, Smith's Cross-Roads, Wright's Store, Gregory's Store, calling, as claimed by him, for the rejection of the entire poll at these precincts.

Second—A scheme of intimidation, put into operation especially at these precincts by the agents and managers and party friends of contestee, whereby the true result was not only placed in question, but actually changed to the prejudice of contestant, entitling him, as he insists, in justice to ask the entire rejection of these precincts.

The majority of the sitting member at these precincts exceeds his majority in the whole county; and if the absolute rejection of them is proper on one or the other, or on both grounds alleged, the contestant will then remain with a majority of the legal votes cast.

In our opinion, the rejection of these precincts is justifiable; but this, our conclusion, is based largely on the second ground of contest, as stated above—the intimidation practiced by the contestee and his agents. And we are the better satisfied that it should depend in part upon reasons going to the merits of the case, and not exclusively upon such as possibly may be considered technical merely, however cogent.

The evidence, to our minds, establishes the existence prior to and

on the day of election of a deep-seated and far-reaching scheme, made effective by methods adapted peculiarly to terrorize and awe the ignorant colored voters, and aptly designed to prevent them from voting the Democratic ticket, and in many instances by such compulsion to cause them to vote the Republican ticket against their will.

It would involve needless detail to enter minutely into the recital of this testimony. Partial reference to it will not be out of place.

With reference to Boydton precinct, which gave the contestee a majority of 163, J. N. Ranson, colored pastor, testifies that he knew of 75 of his congregation, and at least 40 outside, who would have voted for Finch, but were forced to vote for Jones by methods he details, especially by working upon their superstitious fears. He says: "My race is weak-minded and superstitious, and believe in conjuring and tricking, and people who are low enough to work upon their superstitious feelings, can influence them to a greater extent than by threats and open acts of violence. A great many were deterred from voting for C. L. Finch by reason of J. R. Jones and his supporters operating upon their superstitious fears in various ways. Many were threatened by J. R. Jones' supporters with expulsion from their church if they failed to vote for him. Many others were intimidated, and forced to vote for Jones, by threats of social ostracism made by Jones' supporters. They, the supporters of Jones, even went so far as on two occasions, shortly before said election, as to hold Republican political meetings in my church, and threatened to expel me from the pulpit if I dared to continue to advocate the election of Mr. Finch. My church members and myself were specially opposed to J. R. Jones, because we believe him politically dishonest, and he was and is a keeper of a whiskey-shop, and generally believed, also kept a gaming table adjoining his bar-room. These Republican meetings above-mentioned, which were held at my church, were not held by my members, but by a lot of J. R. Jones' political allies and bulldozers from Boydton. Among them I mention the names of Henry Hughes, Robert Hicks (an ex-penitentiary convict), Lewis Farrar, Aaron Beard and others; and at that time they made threats if they could get hold of me they would beat me with a club, and all because I refused to advocate Jones' cause, and was in favor of Mr. Finch. These same men subsequently had a night meeting at one of my churches, and undertook to decoy me there, as I believe, to do me violence. Besides the one hundred voters who are members of my church, before referred to, I know of some forty or fifty other colored voters in Boydton district who would also have voted for Mr. Finch, in the last election, had they not been compelled by Jones and his Republican bulldozers and supporters, by use of like methods as these above referred to, to vote for the said Jones.

"As soon as it became known that I was in favor of Mr. Finch and opposed to Jones, several weeks prior to the election, Jones' supporters and party friends commenced to dog, tease, annoy, and

follow me up continuously until after the election ; a complete espionage was inaugurated by them against me. They even had guards appointed to watch me on election day, and went so far as to persuade my wife to leave me, and large numbers came to my house in my absence for that purpose. The rumor was all over the community that my house would be burned by Republican bulldozers if I continued to espouse the cause of Democracy.

"I canvassed Buckhorn, South Hill, and Flat Creek districts. In Buckhorn district (Edmundson's old store) alone between sixty-five and seventy colored voters voted for Jones who would have voted for Mr. Finch but for like acts of intimidation, conjuring, trickery, &c., being used by Jones' supporters. In Flat Creek (Smith's Cross-Roads) and South Hill (Puryear's shop) there were also large numbers who were deterred from voting for Mr. Finch by like methods, and voted for Jones."

W. T. Atkins, who, it appears, had been chairman of the Democratic party for the county of Mecklenburg for several years, presidential elector in 1884, and in the campaign of 1885 canvassed the county closely, states as follows : "In a general way, I know that there was a great deal of such intimidating and bulldozing throughout the county, and that it required colored men of unusual independence and force of character to support any part of the Democratic ticket in face of the threats and means which were used to work upon the fears and superstitious beliefs of the colored people of this county. Several special instances of intimidation came under my observation. Two colored men who lived on my land desired to vote the Democratic ticket, but they were so frightened and harassed by the colored bulldozers of Boydton that one of them finally voted the Republican ticket, and the other one, after coming to the polls, was frightened out of voting at all. I knew of another instance of a colored man, Nelson Puryear, who asked me to get his transfer from Bluestone to Boydton, which I did ; and on the day of election he came to the polls and got a Democratic ticket and his transfer from me, when ten Republicans got after him, and so frightened him that he came back to me crying, and told me if he voted the Democratic ticket his wife and children would be burned up. He was in so much distress that I felt sorry for him, and advised him not to vote at all, and he did not. On the day before the election a colored Democrat named Clem Pulliam died suddenly ; on the day of election I heard it stated publicly by J. R. Jones, the Republican candidate, and several of his ticket-holders, that another Democratic negro had been killed by the Almighty for forsaking his party ; and this was used at Boydton all election day as a means of working upon the fears of the negroes and preventing them voting the Democratic ticket.

"As before stated, I made a very thorough canvass of the county just prior to the election, and spoke to not less than 1,000 to 1,500 of the colored people of the county, and talked privately with a very large number. Mr. C. L. Finch, the Democratic candidate for

the House of Delegates, received the almost unanimous Democratic vote. He was very popular with the colored people of the county, while his opponent, J. R. Jones, seemed to be personally very unpopular; and I am satisfied that if the colored people had not been intimidated, but had been left free to vote as they desired, that C. L. Finch would have been elected by a good majority."

See, also, testimony of Dennis Carter, p. 3; Daniel Jeffries, p. 4; John Lewis, p. 5; Albert Bowers, pp. 6, 7; Watt Love, p. 7; and Pleasant Holloway, pp. 8, 9, who deposes that he intended to vote for Finch, but was intimidated into voting for Jones.

Tyree Barnes, a voter at Gregory's Store, testifies that he was intimidated in such a way as to prevent him from voting the Democratic ticket, as he intended. (Page 13.)

W. H. Smith, one of the judges of election at Chase City, says, assuredly colored voters were prevented by intimidation from voting for Finch (p. 17); and in answer to the question whether there was more intimidation than usual of colored voters desiring to vote the Democratic ticket, says: "There was; I think that the Republicans were conscious that the colored people were more than ever disposed to leave their party and vote the Democratic ticket, and this apprehension seemed to cause them to resort to more than usually extreme measures of intimidation to prevent their voting the Democratic ticket, but for which the result would have been different, in my honest opinion."

In regard to Clarksville precinct, where contestee's majority was 68, Dr. T. C. Ware testifies that, on the evening of the election, Dodson, a Republican leader, confessed to him, that though Chase City and Buckhorn district would go Democratic, that the Republican ticket would go out of Clarksville with 80 or 90 majority; that they had "all that thing fixed beforehand"—which he explained to mean that the Republican voters were required to expose their tickets before voting, a confession of the contestee's agent of a predetermined violation of the secrecy and the sacredness of the ballot as a method of insuring a Republican majority.

At Smith's Cross-Roads (contestee's majority 164) it is shown that some 50 Republicans came to the polls armed, and kept their guns in their hands all day, intimidating the colored voters; and further, that Republicans were at the polls taking down the names of Democratic voters, with threats against them. See testimony of A. H. Ferguson, p. 23; J. Priest, p. 25, and A. W. Bracy, p. 28—the last witness saying: "I never saw as much [intimidation] before on any election day since the war. I have been coming here and voting ever since this has been a precinct. I never heard as many threats or as much efforts used in keeping the colored voters from voting the Democratic ticket; and every colored voter that voted the Democratic ticket they tried in every way to scare him, and try to force their ticket upon them; and when they could not influence them, they took down their names and said: 'We will fix you; the thing will not rest at that.'"

As to Wright's Store, see the testimony of L. H. Fleming, p. 2; R. W. Johnson, p. 7, and Senator Stephen P. Read, p. 9, who, when questioned as to the effect at his precinct of acts of intimidation in preventing colored men from voting the Democratic ticket, said: "I believe that the action of three prominent Republicans here in keeping a tally stick, and noting the names of the voters as they voted, was intended to impress the colored people who were disposed to vote the Democratic ticket, that the way in which they voted could be made known; and being thus impressed with the fact that their vote would be known, they were afraid to come out and vote the Democratic ticket. I do think that this conduct of the Republican leaders at my precinct on the 3d of November, deterred, as it was intended to do, many negro voters from voting the Democratic ticket."

And this testimony, and other to the same effect, is almost uncontradicted. Some of the witnesses for the contestee corroborated the statements of contestant's witnesses. (H. E. Smith, p. 5; R. Cook, p. 10, and J. W. Hendrick, p. 15.)

The contestant claims to have proved that, at these six precincts, or even at four of them—Boynton, Clarksville, Smith's Cross-Roads, and Wright's Store—enough Democratic voters were intimidated, and either kept from voting, or forced to vote for Jones, to change the result of the election.

Whether or not the evidence establishes that such is the case to the degree of mathematical certainty, we are quite clear that *that* degree of strictness of proof is not essential to contestant's case.

If the *general fact* of a pervading scheme of intimidation, put into practice by the contestee at the precincts in question, is proven, it is not incumbent on the contestant to establish numerically its precise extent. The grossly improper conduct of the contestee has surrounded at least with the gravest doubt what would have been the result of a free and fair election at these precincts. With this general fact established, it does not, in our judgment, lie in his mouth to require of the contestant precise proof of the number of votes actually affected by it. His own wrong has placed the rightfulness of his majority in question. The benefit of that doubt should not be resolved in his favor; but, upon well-settled principles, as applied in case of fraud, the whole poll should be rejected. For the case where, by fraud, a candidate puts into the box false votes for himself is not a greater wrong than where, by intimidation, he excludes from it real votes for his antagonist. In either case the poll must be rejected when the exact result cannot be ascertained, and the burden of doing this is on the wrong doer, and not the victim of the wrong.

An election may undoubtedly be set aside in a case of intimidation when it is "shown to have been sufficient either to change the result, or that by reason of it the true result cannot be ascertained with certainty." (McCrary, 416.) There is conflict among the authorities outside this state—where some only of the precincts are affected adversely to the party alleging intimidation and others are not—as

to the proper effect: that is, whether the election in such case should be set aside in toto, or only the precincts affected should be rejected, and the result determined by the residue. (McCrary, see 426, and cases cited.) And the argument used in some cases against the latter course and urged in this, is, that it may seat what it styled a "minority candidate." Whatever the conflict on this point among the cases outside this state, we are not without precedent within its limits. In the case of Callahan *vs.* Rue, in the Senate, (S. J., 83-4, p. 401,) the report of the minority adopted by the body, referring to the rejection of the entire poll of Norfolk county and the third ward of Portsmouth, recognized the effect to be to seat what is called a "minority candidate," and reference was made to the cases Keezell *vs.* Webb and Pettit *vs.* Hubbard, decided by the same body as having the same effect, and in each case seating such minority candidate. In fact, the whole of this doctrine, cited as adverse to the seating of a minority candidate, and invoked here against the claims of contestant, applies properly, as we think, only to a case where votes in all respects legal, are cast for an ineligible candidate, where the difficulty is in the candidate and not in the votes or in the character of the election. But where, for such cause as fraud or intimidation, a whole poll is rejected, the votes cast at that poll are invalid for any purpose, and the candidate remaining with a majority at the precincts unaffected by the fraud or intimidation has a majority of the legal votes cast.

The only answers that have been suggested to the effect of the *great fact of intimidation* and "*bulldozing*," in this case are referable to the character of the proof and the nature of the intimidation.

As to the first, it is claimed that the testimony is largely "hearsay," and the attempt is made to apply that objection to all testimony except that of the persons intimidated. We regard this a very narrow view. The difficulty of obtaining statements from such persons will be obvious from the character of the restraint upon their votes, sufficient to operate the like restraint upon their testimony. The confessions of the agent of the contestee are, upon well established principles, evidence against the contestee himself, and connect him directly with this scheme of intimidation, and the testimony of those witnesses, who deposed to facts, all tending to show the existence of intimidation, based in part upon statements, the actions, or the involuntary expressions of those who were intimidated, is not properly hearsay. The case proven by W. T. Atkins, of the man who intended voting the Democratic ticket, but came back crying, and saying that he didn't do so, because if he did "his wife and children would be burnt up," is it possible that such testimony as this is to be excluded because the man who was thus menaced and terrorized is not himself brought upon the stand? Or is the testimony of other witnesses to the facts of intimidation within their knowledge to be ruled out? If so, then proof of such a general plan of intimidation as is here alleged would be impossible.

In regard to the character of the intimidation: on behalf of the contestee, it is said that the species of intimidation shown in this case, consisting to some extent of practicing on the superstitions of the colored voters, cannot be taken cognizance of, and authority is cited for the proposition that the intimidation must be "such as would affect a man of ordinary firmness." If by this it is intended that only such methods of terrorizing can be considered as would affect a white man of ordinary firmness, such view would involve a distortion of the principle invoked in its support. It is the boast of the law that it is capable of being moulded in its application to new circumstances in such manner as to effect the ends of justice. In the consideration of this question it is impossible, and it would be unphilosophic, to ignore the special characteristics of the voters in question, and their susceptibility to the very influences, as instruments of terror, which we are asked to disregard, and to apply to them the same literal tests of intimidation that would be entirely legitimate in dealing with other suffragans more fortunate in exemption from liability to such imposition.

If the methods used were such as to terrorize *colored men of average intelligence and firmness*, we cannot shut our eyes to them, but must consider them as facts; and we are told by Mr. Atkins that they were of such a nature as to require colored men of unusual independence of character to emancipate themselves from their power. To say that this species of intimidation involved no physical violence, nor the threat of it, is nothing to the point. The case presents for consideration a class of people more capable, in the average of their ignorance, of being terrified through their superstitions than even by actual violence.

It only remains to say a word concerning the irregularities complained of at these precincts. They present the question whether the provisions of the statute violated are mandatory or directory only. It is urged upon one hand that, except as to the time and place of holding the election, they are directory only, where their disregard can be shown to have resulted in no actual wrong. It is contended, on the other, that the construction of the statute cannot depend upon the accident whether the violation of its precise and carefully-guarded provisions has or has not, in a given case, resulted in wrong; and it is urged that these provisions shall be deemed mandatory, unless it is intended to say to the voters in some future election that every one of them may, at pleasure, be disregarded, and in the absence of actual fraud the election will be deemed legal. We think this latter the sounder view, and it is sustained by cases heretofore determined by the House of Delegates; and while generally there were some other elements than that of mere irregularities, such was not invariably the case. Notably: was it not the case in *Clark vs. Vaughan*, where the irregularity, upon which alone the action of the House was based, consisted in the fact that at one precinct a number of ballots were received by one judge in the absence of the other two? (H. J., p. 148.)

In this case it is proven by J. W. Dugger, one of the judges (p. 19), that at Boydton the ballot-box was neither locked nor securely fastened, and this is corroborated by the testimony of W. E. Homes, at Smith's Cross-Roads. At Chase City it is proven by S. N. Walker (pp. 11, 12, 13), B. W. Coleman (pp. 13, 14), and W. H. Smith, another judge of election, that several times during the day, and during the counting of the ballots, one or the other of the judges was absent from the room, and that persons other than the judges and clerks were admitted into the room with the ballot-box. At Clarksville it is proven by C. H. Betts, a judge of election (pp. 2, 3), that one or the other of the judges of election, and sometimes two of them, were absent from the room during the voting; that the ballots were received, handled, and deposited by persons other than the judges, and that outsiders were freely admitted into the room. At Smith's Cross-Roads it is proved by J. T. Alexander (pp. 20, 21), that outsiders were admitted into the room with the ballot-box while the voting was going on, and the ballot-box was not provided with a lock and key. At Wright's Store the same irregularities occurred, and at one time all of the judges were out of the room, leaving the ballot-box with the clerk, W. B. Smithson (pp. 14, 15). At Gregory's Store, Bulwar Skipwith testified (p. 2) that there were numerous persons in the room with the ballot-box during the election, and the ballots handled and strung by the clerks, instead of by the judges.

Unless this view is to prevail—that regards the provisions of the statute thus violated, or many of them, as mandatory—the election law is practically abrogated, and every safeguard against fraud, carefully provided, absolutely done away. And while we should regret the necessity of enforcing this conclusion in a case of bare irregularities, but a fair election, we can feel no such hesitation in this case, so full of atrocious injustice, but, on the contrary, consider that the conclusion to which the most rigid construction of the statute leads, is, in this instance, the conclusion which justice in the premises demands.

We recommend the adoption of the following resolutions:

Resolved, That J. R. Jones is not entitled to a seat in this body.

Resolved, That C. L. Finch is entitled to a seat in this body as delegate from the county of Mecklenburg.

JAS. N. DUNLOP,
SAM'L H. HOGE,
E. F. LOCKETT.

On motion of Mr. HAY, the House adjourned until to-morrow, at 12 o'clock, M.

SATURDAY, JANUARY 23, 1885.

Prayer by Rev. Dr. Preston Nash, of the Episcopal church.

On motion of Mr. CORNETT, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows :

In Senate, January 22, 1886.

The Senate have agreed to the amendment proposed by the House of Delegates to Senate bill entitled an act to provide compensation to Wyndham R. Meredith for services rendered the commonwealth, No. 80 ; and to the amendment to Senate bill entitled an act to provide additional compensation to the revisors of the Code, No. 89.

The Senate have passed a bill entitled an act to amend and re-enact section 20 of chapter 51 of the Code of 1873, relating to beggars and vagrants, No. 159 ; in which bill they respectfully request the concurrence of the House of Delegates.

No. 159. Senate bill was read twice, and referred to the committee for courts of justice.

The following Senate bills were reported from the committee on finance :

No. 67. Senate bill entitled an act to authorize the second auditor to complete bond No. 308, issued under act of General Assembly, approved 28th March, 1879.

No. 17. Senate bill entitled an act authorizing payment of the amount due the city of Richmond for gas used in the public buildings of the state.

No. 79. Senate bill entitled an act to allow the treasurer of Prince William county to collect by levy certain tax bills not returned delinquent, with an amendment.

No. 146. House bill for the relief of T. A. Gillespie, treasurer of Buchanan county, reported from the committee on finance : was read a first time.

No. 74. Senate bill entitled an act to release the interest of the State of Virginia in and to a certain lot, No. 738, in the plan of the city of Richmond, and appointing trustees for that purpose, was reported from the committee for courts of justice.

The following House bills, reported from the committee for courts of justice, were read a first time :

No. 147. House bill to render valid the action of the board of supervisors of Tazewell county in their conveyance of thirty feet of land to A. White and Jos. Stros.

No. 148. House bill for the relief of Joseph Copenham.

The following House bills, reported from the committee on roads and internal navigation, were read a first time :

No. 149. House bill to substitute a board of railroad commis-

sioners for the present railroad commissioner of the State and defining the duties and powers of such board, and repealing the act of March 31, 1877, in reference to the said commissioner.

Mr. CORNETT, under a suspension of the rule, presented:

No. 150. House bill extending the time for the organization and operation of the New River zinc and iron company; which was read a first time.

Mr. OGELSBY, under a suspension of the rule, presented

No. 151. House bill extending the time for completing the organization and commencing the operations of the Wythe county iron company; which was read a first time.

Mr. BOLEN, under a suspension of the rule, presented

No. 152. House bill extending the time for completing the organization and commencing the operations of the Cripple Creek iron and manufacturing company; which was read a first time.

Mr. DARST, under a suspension of the rule, presented

No. 153. House bill extending the time for completing the organization and commencing the operations of the Pulaski iron company; which was read a first time.

Mr. GILLS, under a suspension of the rule, presented

No. 154. House bill extending the time to P. B. Crowder, treasurer of Amelia county, for the collection of taxes and levies in his hands; which was read a first time.

Leave of absence was granted Messrs. O'BANNON two days; NOBLIN and SMITH, one day each.

The following were presented and referred under rule 37:

By Mr. GRIMSLEY: A bill authorizing the auditor of public accounts to allow to S. Russell Smith, treasurer of Culpeper county, credit for the sum of \$64 75, amount of erroneous license tax charged against him. Referred to the committee on finance.

By Mr. TAVENNER: A bill to license skating rinks. Referred to the committee on finance.

By Mr. STRIBLING: A bill for the relief of E. G. Edwards, treasurer of Fauquier county. Referred to the committee on finance.

By Mr. TILLER: A bill for the relief of the sureties of L. L. Deakins, late treasurer of Greenville county. Referred to the committee on finance.

By Mr. LOVING: A bill to amend and re-enact sections 102 and 110 of an act entitled an act prescribing general provisions in relation to commissioners of the revenue and the assessment of taxes on persons, property, income, licenses, &c., approved March 16, 1875. Referred to the committee on finance.

By Mr. GRIMSLEY: A bill to provide for furnishing to justices of the peace copies of Nall's Form book. Referred to the committee for courts of justice.

By Mr. CHALMERS: A bill to allow Robert H. Atkinson to erect a pier or wharf on James river, in the county of Isle of Wight. Referred to the committee on Chesapeake and its tributaries.

By Mr. TAVENNER: A bill to authorize the board of supervisors of Frederick county to order a special election upon the question of building a house in Opequan magisterial district, for the purpose of holding magisterial courts. Referred to the committee on counties, cities and towns.

By Mr. FIGGATT: A bill to incorporate the Young Men's Christian association of Fincastle. Referred to the committee on propositions and grievances.

By Mr. SOUTHWORTH: A bill to amend and re-enact section one of an act approved March 18, 1884, entitled an act to amend an act approved March 9, 1880, respecting wild game. Referred to the committee on propositions and grievances.

By Mr. VAN DORAN: Petition of Mrs. A. M. Garland for relief. Referred to the committee on schools and colleges.

By Mr. BLACK: Communication from Messrs. Stone, Spindle & Co., tanners, of Montgomery, calling attention to excessive freights charged by the railroad companies on hides, &c. Referred to the committee on roads and internal navigation.

By Mr. SAUNDERS: A bill to incorporate the Durham, Blue Wing and Clarksville railroad company.

By Mr. JORDAN, of *Rockbridge*: Petition of citizens of Rockbridge county praying relief from the action of the Richmond and Alleghany railroad company in cutting away and destroying the lock-gates of the James River and Kanawha canal by which malaria has been engendered and the health of citizens seriously endangered. Referred to the committee on roads and internal navigation.

By Mr. WADDELL: A bill to amend and re-enact section 6 of chapter 84 of the Code of Virginia in relation to public health. Referred to the committee on counties, cities and towns.

The morning hour having expired, the House proceeded to the business on the calendar.

The following House bills were taken up out of their order on the calendar:

No. 71, House bill to incorporate the Madison courthouse and Gordonsville Telephone company.

On motion of Mr. HAY, the bill was read a second time, and ordered to be engrossed to be read a third time.

No. 28, House engrossed bill to amend an act entitled an act to amend and re-enact the 20th section, 79th chapter, Code of 1873, in regard to duties of city council to make appropriations for school purposes, approved March 12, 1878.

On motion of Mr. STARKE, the bill was read a third time and passed.

Mr. STARKE moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 119, House bill to amend and re-enact an act approved March 24, 1871, entitled an act to incorporate the town of Luray, in the county of Page, and acts amendatory thereof, approved respectively, April 30, 1874, March 28, 1879, March 1, 1884, and March 4, 1884.

On motion of Mr. MAUCK, the bill was read a second time, and ordered to be engrossed to be read a third time.

No. 138. House bill to provide for the opening, altering, changing, and working the public roads of Warren county.

On motion of Mr. DOWNING, the bill was read a second time and ordered to be engrossed to be read a third time.

No. 95. House bill to amend and re-enact section 9 of an act approved January 28, 1884, entitled an act to incorporate the James River and North Carolina railroad company.

On motion of Mr. NOBLIN, the bill was read a second time, and ordered to be engrossed to be read a third time.

No. 113. House bill for the relief of James M. Binford, treasurer of the city of Portsmouth.

On motion of Mr. PORTER, the bill was read a second time, and ordered to be engrossed to be read a third time.

No. 87. House bill to authorize a subscription by the counties of Cumberland and Powhatan to the stock of the Farmville and Powhatan railroad company.

On motion of Mr. LOCKETT, the bill was read a second time, and ordered to be engrossed to be read a third time.

No. 80. House bill to pay H. H. Alexander \$824 12 for services rendered as stenographer in the Cluverius case; was, on motion of Mr. PATTON, taken up out of its order on the calendar.

On motion of Mr. ECHOLS, the bill was passed by.

No. 145. House joint resolution giving J. A. Wingfield, register of the land office, further time to furnish the bond required by law, was, on motion of Mr. CARDWELL, taken up out of its order on the calendar.

The joint resolution was read a second time and ordered to be read a third time.

The joint resolution being presently engrossed, Mr. CARDWELL moved that it be read a third time this day; which motion was agreed to, two-thirds of the House so determining.

The joint resolution was read a third time and agreed to.

Mr. CARDWELL moved to reconsider the vote by which the joint resolution was agreed to, which motion was agreed to.

Ordered, That Mr. CARDWELL carry the joint resolution to the Senate and request their concurrence.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to the joint resolution.

The SPEAKER laid before the House a communication from the Revisors of the Code; which, on motion of Mr. MUNFORD, was referred to the committee for courts of justice and ordered to be printed.

The contested election case of Finch vs. Jones, of Mecklenburg county, came up.

Mr. WADDILL moved to pass by the report of the committee for three minutes; which motion was agreed to—yeas 40; nays 11.

On motion of Mr. WADDILL, the vote was recorded as follows :

YEAS—Messrs. Acker, Addington, Arnold, Black, Bolen, Bolling, Borum, Carter, Chalmers, Childress, Cornett, Dickenson, Downing, Faulcon, Fentress, Franklin, Gills, Holladay, Huffman, Hurt, Hylton, C. F. Jordan, Wm. I. Jordan, Lawson, McCandlish, McClintic, Martin, Mathews, Mauck, Noblin, Oglesby, Patton, Porter, Southworth, Tavenner, Tillar, Turner, Waddill, Webb, and Wise—40.

NAYS—Messrs. Speaker, Dabney, Echols, Figgat, Hay, Hoge, Leftwitch, Lightner Lockett, Saunders, and Stribling—11.

Mr. WADDILL moved to take up, out of its order on the calendar, No. 110. House joint resolution in relation to measures before Congress for indigent and maimed Confederate soldiers.

The time having arrived to which the report of the committee of privileges and elections in the contested election case of Finch *vs.* Jones was postponed, the report again came up.

Mr. WADDILL moved that the report be postponed for five minutes ; which motion was rejected.

The question being on agreeing to the minority report of the committee of privileges and elections in the contested election case of Finch *vs.* Jones,

On motion of Mr. PAYNE, the House adjourned until Monday next at 12 o'clock, M.

MONDAY, JANUARY 25, 1886.

On motion of Mr. CORNETT, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows :

In Senate, January 23, 1886.

The Senate have passed the following Senate bills entitled an act to allow the treasurer of Alleghany county to file an amended list of delinquent land and property taxes for the year 1883, No. 93 ; an act to incorporate the town of Broadway, in the county of Rockingham, and to repeal chapter 246 of the Acts of 1879-'80, approved March 9, 1880, entitled an act to incorporate the town of Broadway, in the county of Rockingham, No. 144.

In which they respectfully request the concurrence of the House of Delegates.

No. 144. Senate bill, was read twice, and referred to the committee on counties, cities, and towns.

No. 93. Senate bill, was read twice, and referred to the committee on finance.

The following Senate bills were reported from the committee on counties, cities, and towns :

No. 15. Senate bill entitled an act to amend section 1 of chapter 241 of Acts of 1876-'77, in relation to the basis of municipal taxation, with a recommendation that it do not pass.

No. 138. Senate bill entitled an act to amend and re-enact section 5 of an act approved January 3, 1884, entitled an act to provide for a new charter for the city of Roanoke.

No. 159. Senate bill entitled an act to amend and re-enact section 20 of chapter 51 of Code of 1873, relating to beggars and vagrants, was reported from the committee for courts of justice.

No. 134. Senate bill entitled an act to provide for the completion of the Southwestern Lunatic asylum, and appropriating money therefor, was reported from the committee on asylums and prisons.

The following House bills, reported from the committee on counties, cities, and towns, were read the first time :

No. 155. House bill to amend and re-enact section 6 of chapter 84 of the Code of Virginia, in relation to public health.

No. 156. House bill to authorize the board of supervisors of Frederick county to order a special election upon the question of building a house in Opequon magisterial district for the purpose of magisterial courts.

The following House bills reported from the committee for courts of justice, were read a first time :

No. 157, House bill to create a lien on certain real estate.

No. 158, House bill to punish the grantor in a deed of trust on personal property for unlawfully disposing of said property.

Mr. HOGG, under a suspension of the rule, presented

No. 159. House bill to repeal an act approved March 7, 1884, entitled an act to make additional provisions for paying the debt of Patrick county on account of certain bonds issued to the Danville and New River railroad company ; which was read a first time.

No. 128. House bill to amend and re-enact an act entitled an act to amend and re-enact section 7 of chapter 166, Code of 1873, in relation to service of process against, or notice to a corporation, heretofore recommitted to the courts for justice, was reported back with a substitute.

Mr. ARNOLD presented a copy of resolutions of the county school board of Rockbridge in relation to furnishing free school books to public free school pupils ; which was referred to the committee on schools and colleges.

Indefinite leave of absence was granted Mr. HYLTON.

Mr. FULKERSON of Lee, offered the following joint resolution :

Resolved (the Senate concurring), That the person whose name appears upon this paper as a part of this resolution, be and he is hereby elected and appointed to fill a vacancy in the electoral board of the county of Lee, in accordance with the provisions of an act to provide for the manner of closing registrars and judges and clerks of election for the several counties and cities of the commonwealth, and to repeal sections 8 and 24 of chapter 8, and sections 2 and 3 of chapter 7 of the Code of 1873. Lee—Robt. E. Litton.

The joint-resolution was agreed to—yeas 52.

The vote was recorded as follows :

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Chalmers, Cornett, Crismond, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Abram Fulkerson, L. D. Fulkerson, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Leftwich, Lightner, Loving, Mathews, Mauck, Mayo, Miller, Munford, Oglesby, Patton, Payne, Peters, Porter, Powell, Reid, Rice, Roberts, Ruggles, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Tavenner, Terry, and Van Doran—52.

The following were presented and referred under rule 37:

By Mr. FULKERSON of *Washington* : A bill to provide for the sale of lands returned delinquent since 1884. Referred to committee on finance.

By Mr. CARTER : Joint resolution to annul certain contracts made in relation to hire of convicts. Referred to committee for courts of justice.

By Mr. CARTER : A bill to amend and re-enact section 16 of chapter 206 of Code of 1873, in relation to convicts. Referred to committee on asylums and prisons.

By Mr. ROBERTS : A bill to allow John W. Richardson, treasurer of Smyth county, further time to levy and collect certain tax tickets. Referred to committee on finance.

By Mr. HURT : A bill to impose a license tax on all persons engaged in selling fire arms. Referred to committee on finance.

By Mr. OGLESBY : A bill to incorporate the Glade Mountain manganese company. Referred to committee on propositions and grievances.

By Mr. LEFTWICH : A bill to authorize the board of supervisors of Campbell county to contract for keeping the roads and bridges of said county in repair and to assess taxes therefor. Referred to committee on counties, cities and towns.

By Mr. MUNFORD : A bill to amend section 11 of the act entitled an act to provide for the assessment of taxes on persons, property, and incomes, and imposing taxes thereon for the support of the government and public free schools and to pay the interest on the public debt, and to provide for the mode of applying for license to transact any business in this State, and prescribing the amount to be paid, as a condition precedent to the right to transact business, approved March 15, 1882. Referred to committee on finance.

By Mr. HAY : A bill to authorize the county of Madison to subscribe to the stock of the Madison court-house and Orange railroad company, on certain conditions. Referred to committee on roads and internal navigation.

The report of the committee on privileges and elections, in the contested election case of *Finch vs. Jones*, of the county of Mecklenburg, was, on motion of Mr. FIGGATT, passed by.

The report of the joint committee, with reference to the bonds of the State, prepared by the Kendall bank note company, was, on motion of Mr. MUNFORD, passed by.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 102. Senate bill entitled an act to amend and re-enact section 33 of chapter 49 of the Code of 1873, in relation to property being exempt from distress or levy—unfinished business, came up.

On motion of Mr. FRANKLIN, the bill was passed by.

No. 67. House bill to define the true boundary line between Maryland and Virginia, and to designate the headlands on the Potomac river, was, on motion of Mr. MAYO, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 119. House engrossed bill to amend and re-enact an act approved March 24, 1871, entitled an act to incorporate the town of Luray, in the county of Page, and acts amendatory thereof, approved, respectively, April 30, 1874, March 28, 1879, March 1, 1884, and March 4, 1884, was, on motion of Mr. MAUCK, taken up out of its order on the calendar.

The bill was read a third time and passed.

Mr. MAUCK moved to reconsider the vote by which the bill was passed; which vote was rejected.

The following House bills were taken up out of their order on the calendar, read a second time, and ordered to be engrossed to be read a third time:

No. 130. House bill for the relief of school teachers. On motion of Mr. TAVENNER.

No. 122. House bill repealing act approved March 3, 1879, in relation to division of school districts into sub-districts, etc. On motion of Mr. RYAN.

No. 99. House bill to amend section 3 of an act approved February 12, 1884, incorporating the Norfolk Classified building association of the city of Norfolk. On motion of Mr. JOHNSON.

No. 127. House bill to amend acts, etc., in relation to certain kinds of game. On motion of Mr. WISE.

No. 84. House bill to enable Mary Ann Bruton and Alfred Shields, her trustee, to sell certain property. On motion of Mr. MILLER.

No. 111. House bill for the relief of the sureties of A. F. Creel. On motion of Mr. PAYNE.

No. 213. Senate bill entitled an act to prescribe a rule of evidence in certain cases, was, on motion of Mr. FULKERSON of *Washington*, taken up out of its order on the calendar.

The bill was read a third time and passed—yeas 50; nays 16.

On motion of Mr. ECHOLS, the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Carter, Chalmers, Childress, Cornett, Crismond, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Abram Fulkerson, L. D. Fulkerson, Hay, Hoge, Holladay, Huffman, Johnson, Jones, C. F. Jordan, Wm. I. Jordan, Leftwich, Lightner, Loving, Miller, Munford, Oglesby, Patton, Payne, Peters, Porter, Powell, Reid,

Rice, Roberts, Saunders, Sebrell, Smith, Starke, Stribling, Tavenner, Terry, and Van Doran—50.

YAYS—Messrs. Acker, Addington, Bolling, Curlett, Figgatt, Franklin, Gills, McCandlish, Martin, Mathews, Mauck, Nance, Southworth, Waddill, Webb, and Wise—16.

Mr. HAY moved to reconsider the vote by which the bill was passed, which motion was rejected—yeas 13; nays 47.

On motion of Mr. MARTIN, the vote was recorded as follows :

YEAS—Messrs. Acker, Addington, Curlett, Figgatt, Franklin, Gills, McCandlish, McClintic, Martin, Mathews, Mauck, Southworth, and Webb—13.

NAYS—Messrs. Arnold, Black, Bohannon, Bolen, Brown, Carter, Chalmers, Childress, Cornett, Crismond, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Abram Fulkerson, L. D. Fulkerson, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Leftwitch, Lightner, Loving, Mayo, Oglesby, Patton, Payne, Peters, Porter, Powell, Rice, Roberts, Ruggles, Saunders, Sebrell, Shields, Smith, Starke, Taliaferro, Tavenner, and Terry—47.

No. 149. House bill to substitute a board of railroad commissioners for the present railroad commissioner of the State and defining the duties and powers of such board, and repealing the act of March 31, 1877, in reference to the said commissioner, was, on motion of Mr. MUNFORD, taken up out of its order on the calendar.

On motion of Mr. MUNFORD, the bill was made a special and continuing order for Tuesday, the 2d day of February next, at one o'clock P. M.

Mr. McCANDLISH moved that the House do now adjourn ; which motion was rejected—yeas 16 ; nays 39.

On motion of Mr. McCANDLISH, the vote was recorded as follows :

YEAS—Messrs. Acker, Bohannon, Downing, Echols, Franklin, Gills, Hoge, Huffman, Jones, McCandlish, Nance, Patton, Peters, Ruggles, Sebrell, and Southworth—16.

NAYS—Messrs. Speaker, Arnold, Black, Bolen, Chalmers, Childress, Cornett, Crismond, Curlett, Dickenson, Fentress, Abram Fulkerson, Hay, Holladay, Johnson, C. F. Jordan, Wm. I. Jordan, Leftwitch, Lightner, Loving, Martin, Mathews, Mauck, Mayo, Miller, Munford, Oglesby, Porter, Reid, Rice, Roberts, Ryan, Saunders, Smith, Starke, Taliaferro, Tavenner, Terry, and Webb—39.

No. 71. House engrossed bill to incorporate the Madison courthouse and Gordonsville telephone company, was on motion of Mr. HAY, taken up out of its order on the calendar.

The bill was read a third time and passed.

Mr. HAY moved to reconsider the vote by which the bill was passed ; which motion was rejected.

No. 115. House bill to provide for the working of the public roads in the counties of Northumberland and Westmoreland, was on motion of Mr. MAYO, taken up out of its order on the calendar.

The bill was read a second time.

Mr. MAYO moved to amend the bill by striking out the words

"provided that said majority of the freeholders voting at said election;" pending which,

Mr. MUNFORD, from the special committee to report resolutions commemorative of THOMAS W. KEEN, deceased, presented the following, which was unanimously agreed to :

The committee appointed to prepare a memorial and resolutions commemorative of Thos. W. Keen, late an honored and influential member of this body, and expressive of the loss sustained by the commonwealth in the sudden death of this faithful and fearless public servant, beg leave to present the following :

Thos. W. Keen was born in the county of Pittsylvania, Va., on the 8th of September, 1823. He received his academic education in the county of Franklin, and graduated in medicine from the University of Maryland.

In 1844 he removed to the county of Rockingham, N. C., where he soon acquired prominence as a skilled and successful practitioner of his profession. At the age of twenty-five he was elected a member of the General Assembly of that State, and served with such distinction, that at the close of his legislative term he received the nomination of his party for election to a seat in the Congress of the United States. In a canvass, conducted on his part with great energy and success, he distinguished himself as a fearless debater and political leader of undoubted ability. Though opposed in that contest by the Hon. A. H. Shepperd, who had for twelve years represented the district, he carried the standard of his party to the very verge of victory, being only defeated by a majority of three in favor of his illustrious opponent.

Under the administration of Mr. Buchanan, he received an appointment to the consulship of Dundee, Scotland, which position he however, declined.

In the great political struggle of 1860 he was a presidential elector upon the Douglass and Johnson ticket, and earnestly maintained the cause of his party with all of his accustomed fearlessness and ability.

During the late war he cast his faith and fortunes with the people of the South, and though offered an important military position by the governor of North Carolina, he continued to faithfully discharge the onerous and responsible duties of surgeon in one of the regiments of that State, it being a position for which he was better fitted by education and experience.

After the close of the war he was several times elected mayor of the city of Salisbury, N. C.; the duties of which position he discharged with credit to himself and satisfaction to his constituents.

In 1877 he removed to the city of Danville, where he soon acquired merited prominence as a member of his profession, and as a man of capacity and convictions, worthy to stand among the foremost citizens of that city so justly distinguished for the intelligence, worth, and energy of his people. In 1883 he was elected a member of this House from Danville and Pittsylvania, and was again in 1885 the recipient of the confidence and support of that constituency. His career upon this floor is well remembered as being conspicuous for the zeal and sincerity for which he applied himself to the discharge of his responsible duties. Great faithfulness and conscientiousness marked his legislative record from its inception down to the occasion of his sudden death at his desk in this hall, the sad particulars of which will be so vividly recalled by the members of this body. He was a man of decided ability, of intense convictions and absolute fearlessness in their expression and support.

Though impulsive, and sometimes hasty in his judgment, he was yet a man of kindly heart, and possessed that true manliness of character which acknowledges a fault or repairs a wrong. Honest in all his dealings, loyal and faithful to his friends, manly and outspoken to his foes, of courage undoubted and honor unquestioned, he stood forth in life an honorable example of the true man and citizen, and in death he has left us an ensample worthy of our emulation and regard.

With high appreciation of his character as a man and his faithfulness as a public servant, and sincerely deploring his tragic death in the midst of a legislative career of usefulness and distinction, we desire to preserve, with the records of this body, this brief memorial of his career, and to express for him our sentiments of high regard in the following resolution :

Resolved, That in the death of Thos. W. Keen, late an honored member of this

body, from Pittsylvania and Danville, the Commonwealth of Virginia has lost a patriotic son, ever watchful of her best interest, and zealous to maintain her fair name and fame. That by his death this body has been deprived of a legislator of experience and capacity, and his immediate constituents of a representative conspicuous for the earnestness with which he ever sought to promote their rights and interests. That his manly character, sterling honesty, sincerity of purpose, and unquestioned ability rendered him a worthy counsellor and law-maker, whose absence will be greatly deplored by his former associates on this floor. That for him in death we desire to express our recognition of his many high qualities of mind and heart which in life won for him our friendship and regard.

Resolved, That this memorial and resolution be spread upon the Journal of this House, and that a copy thereof be forwarded by its clerk to the family of our deceased associate, to whom we tender our most heartfelt sympathies in this the sad hour of their great bereavement.

Resolved, That these resolutions be transmitted to the Senate.

BEVERLY B. MUNFORD,
CRISPIN DICKENSON,
R. M. MALLORY,
R. R. NOBLIN,
W. P. BURKS,

Committee.

Messrs. MUNFORD, BOLEN, STUART, MAYO, and HARRIS, made appropriate remarks.

Ordered, That Mr. MUNFORD carry the resolutions to the Senate.

A message was received from the Senate by Mr. HURT, who informed the House that the Senate had unanimously agreed to the resolutions.

Mr. ECHOLS moved that in respect to the memory of THOS. W. KEEN, deceased, the House do now adjourn, which was agreed to.

The SPEAKER announced the House adjourned until to-morrow at 12 o'clock, M.

TUESDAY, JANUARY 26, 1886.

On motion of Mr. CORNETT, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows :

In Senate, January 25, 1886.

The Senate have passed Senate bills entitled an act to amend and re-enact the 18th section of chapter 235 of the Acts of 1871-72, entitled an act to provide a new charter for the town of Suffolk, No. 168; and an act fixing the time for holding courts in the Thirteenth judicial district, No. 238; in which bills they respectfully request the concurrence of the House of Delegates.

No. 168. Senate bill, was read twice and referred to the committee on counties, cities and towns.

No. 238. Senate bill, was read twice and placed on the calendar,

the rule having been suspended, on motion of Mr. ECHOLS, requiring its reference to a committee.

No. 62. Senate bill entitled an act to amend an act entitled an act to incorporate the life insurance company of Virginia, approved March 21, 1871, was reported from the committee on propositions and grievances.

No. 160. House bill to amend and re-enact section 102 and 110 of an act entitled an act prescribing general provisions in relation to commissioners of the revenue, and the assessment of taxes on persons, property, income, licenses, &c., approved March 16, 1875; reported from the committee on finance, was read a first time.

The following House bills, reported from the committee on schools and colleges, were read a first time:

No. 161. House bill to authorize the district and county school boards to organize graded or intermediate schools in the counties of the commonwealth.

No. 162. House bill to amend and re-enact the 13th section of an act entitled an act to incorporate Cumberland college in Lee county, approved March 3, 1835.

The following House bills, reported from the committee on asylums and prisons, were read a first time:

No. 163. House bill to provide for the establishment of a reformatory for youthful criminals in Virginia.

No. 164. House bill to employ convict labor on county roads and other works of internal improvement.

The following House bills, reported from the committee on propositions and grievances, were read a first time:

No. 165. House bill to incorporate the Barrett humane society of Fluvanna.

No. 166. House bill to amend the 11th section of the 65th chapter of the Acts of 1883-84, entitled an act to regulate the practice of medicine and surgery, approved January 31, 1884.

No. 167. House bill to incorporate the Smithville and Drake's branch telephone company.

No. 168. House bill to incorporate the Glade mountain manganese company.

No. 169. House bill to incorporate Ebenezer Lodge, No. 1482, of the Grand United Order of Odd Fellows, of the city of Richmond.

No. 170. House bill to incorporate the trustees of the Order of Sons and Daughters of union star.

No. 161. House bill to incorporate the Young men's christian association of Fincastle.

Mr. PETERS, under a suspension of the rule, presented

No. 172. House bill for the better protection of game in Henry county; which was read the first time.

Mr. SAUNDERS, under a suspension of the rule, presented

No. 173. House bill to amend sections 48 and 52, chapter 86, Code of 1873, relating to manufacturers of fertilizers; which was read the first time.

Mr. PORTER, under a suspension of the rule, presented

No. 174. House bill to incorporate Stonewall camp association, ex-confederates, of Portsmouth.

On motion of Mr. MARTIN, the committee on finance was discharged from the further consideration of a House bill for the relief of Samuel W. Lyons, treasurer of Norfolk county; which was placed on the calendar, No. 175, and read the first time.

Mr. DUPUY offered the following joint resolution:

Resolved, (the Senate concurring,) That Thos. I. Arvin be and is hereby appointed and elected to fill the vacancy in the electoral board of Lunenburg county, in accordance with the provisions of an act in force November 29, 1884, entitled an act to provide for the manner of choosing registrars, judges, and clerks of election for the several counties and cities of this commonwealth.

The joint resolution was agreed to—yeas 54.

The vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Bolen, Brown, Buchanan, Burks, Carter, Chalmers, Cornett, Crismond, Curlett, Dabney, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, Abram Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Jones, Wm. I. Jordan, Leftwich, Lightner, Lockett, Loving, Mathews, Miller, Noblin, O'Bannon, Oglesby, Payne, Peters, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Sebrell, Shields, Smith, Taliaferro, Tavenner, Terry, and Van Doran—54.

Mr. MILLER offered the following resolution:

Whereas numbers of the farmers along the line of James river, between Boshers's dam and the city of Lynchburg, are seriously damaged and inconvenienced by the dam and obstructions across said stream between these points:

Be it resolved by the House, That the committee for courts of justice be directed to inquire and report by what authority or law the Richmond and Alleghany railroad continues to keep up said dam and obstructions across said river, between the points above mentioned, and what legislation, if any, is necessary and proper to accomplish the removal of such dam and obstructions.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. ARNOLD offered the following concurrent resolution:

Resolved, That a committee of three on the part of the House and two on the part of the Senate be appointed to visit the Virginia military institute and investigate the condition of that institution, including an examination of the books, accounts, &c., and make report to the General Assembly.

The House refused to refer the concurrent resolution to a committee.

The concurrent resolution was agreed to.

Mr. ARNOLD moved to reconsider the vote by which the concurrent resolution was agreed to; which motion was rejected.

Leave of absence was granted Messrs. LAWSON and MUNFORD two days each.

The following were presented and referred under rule 37:

By Mr. TAVENNER: A bill to authorize the authorities of the city of Winchester to establish water works and to incur a debt for that purpose. Referred to committee on counties, cities and towns.

By Mr. JOHNSON: A bill for the preservation of oysters and to obtain a revenue therefrom. Referred to committee on Chesapeake and its tributaries.

By Mr. FENTRESS: A bill to authorize and empower the Norfolk and Virginia Beach railroad company to exercise control over the lands sold at Virginia Beach for the proper regulation of the drainage and other sanitary matters. Referred to committee for courts of justice.

By Mr. FIGGATT: A bill for the relief of R. G. and W. H. Haden, of Botetourt, for taxes erroneously assessed for the years 1878, &c. Referred to committee on finance.

By Mr. FULKERSON, of *Washington*: A bill to fix the terms upon which general assignments may be made. Referred to committee for courts of justice.

By Mr. CARDWELL: A bill to amend and re-enact section 17 of chapter 167 of the Code of 1873, in respect to the appointment of guardian ad litem. Referred to committee for courts of justice.

By Mr. FIGGATT: A bill to provide for the working and the keeping in order the public roads of Botetourt. Referred to committee on counties, cities and towns.

By Mr. DUPUY: A bill to relieve the lands of the commonwealth delinquent for the non-payment of taxes previous to 1881. Referred to committee on finance.

By Mr. FIGGATT: A bill to enable the town of Buchanan to aid in founding and maintaining a high school for boys at or near said town. Referred to committee on schools and colleges.

By Mr. MILLER: A bill to amend section 2, chapter 171, Code of 1873, and the acts amendatory thereof, in regard to commissioners of courts. Referred to committee for courts of justice.

By Mr. PAYNE: A bill to incorporate Marshall cemetery. Referred to committee on propositions and grievances.

By Mr. RUGGLES: A bill authorizing the trustees of the Methodist Episcopal church, south, and the Round Hill Baptist church, King George county, to sell and convey a lot of land belonging to said churches. Referred to committee for courts of justice.

The committee on enrolled bills report that the governor has approved the following bills:

An act to incorporate the Chesapeake, Norfolk and Carolina railway company.

An act to incorporate the colored agricultural and industrial association of Virginia.

An act to amend and re-enact section 2 of chapter 159 of the Code of 1873, relating to clerks of the court of appeals.

An act to amend and re-enact section 39 of chapter 167, Code of 1873, in relation to rules, pleadings and evidence.

An act to limit the powers of the board of supervisors of Buchanan county.

An act to authorize the establishment of a ferry across James river at Columbia, from the depot of the Richmond and Alleghany railroad to a convenient point on the opposite side of the river.

An act to amend and re-enact section 1 of an act entitled an act to provide for removing obstructions in Bush river, in Prince Edward county, Va.

An act to amend, re-enact, extend and renew the charter of the Staunton gas company, passed February 16, 1853.

An act to amend an act respecting wild game, approved March 18, 1884.

An act to allow persons charged with crime to testify in their own behalf.

An act for the relief of the tax-payers of Alleghany county.

The morning hour having expired, the House proceeded to the business on the calendar :

No. 121. House bill to incorporate the Southwest Virginia institute, was, on motion of Mr. BUCHANAN, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 146. House bill for the relief of T. A. Gillespie, treasurer of Buchanan county, was, on motion of Mr. FULKERSON of *Lee*, taken up out of its order on the calendar.

The bill was read a second time, and ordered to be engrossed to be read a third time.

The report of the committee of privileges and elections, in the contested election case of Finch vs. Jones, of the county of Mecklenburg, came up.

The question being on agreeing to the first resolution in the minority report, as follows :

“Resolved, That J. R. Jones is not entitled to a seat in this body,” was put and decided in the negative—yeas 19; nays 58.

On motion of Mr. DUNLOP, the vote was recorded as follows :

YEAS—Messrs. Bohannon, Bolen, Brown, Burks, Carter, Chalmers, Dunlop, Fentress, C. F. Jordan, Wm. I. Jordan, Leftwitch, Lockett, Noblin, Patton, Peters, Reid, Rice, Taliaferro, and Terry—19.

NAYS—Messrs. Acker, Addington, Arnold, Black, Bolling, Borum, Buchanan, Cardwell, Cornett, Crismond, Dabney, Dickenson, Downing, Dupuy, Echols, Faulcon, Figgatt, Franklin, Abram Fulkerson, L. D. Fulkerson, Gills, Goad, Harris, Hay, Holladay, Huffman, Hurt, Johnson, W. H. Jordan, Lightner, Loving, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Moss, Miller, Nance, O'Bannon, Oglesby, Payne, Porter, Roberts, Row, Ruggles, Saunders, Sebrell, Shields, Smith, Southworth, Starke, Stribling, Tavenner, Turner, Waddill, and Webb—58.

The question being on agreeing to the second resolution in the minority report, as follows:

Resolved, That C. L. Finch is entitled to a seat in this body as delegate from the county of Mecklenburg, was put and decided in the negative.

The question being on agreeing to the resolution in the report of the committee as follows:

Be it resolved, That J. R. JONES is entitled to retain his seat on this floor as a member from Mecklenburg, was put and decided in the affirmative—yeas 58; nays 16.

On motion of Mr. DUNLOP, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Arnold, Black, Bolling, Borum, Buchanan, Cardwell, Cornett, Crimond, Dabney, Dickenson, Downing, Dupuy, Eastwood, Echols, Faulcon, Figgatt, Franklin, Abram Fulkerson, L. D. Fulkerson, Gills, Goad, Harris, Hay, Holladay, Huffman, Hurt, Johnson, W. H. Jordan, Wm. I. Jordan, Lightner, Loving, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Moss, Miller, Nance, O'Bannon, Oglesby, Payne, Porter, Roberts, Row, Ruggles, Saunders, Shields, Smith, Southworth, Starke, Tavenner, Turner, Waddill, and Webb—58.

NAYS—Messrs. Brown, Burk, Carter, Chalmers, Dunlop, Fentress, C. F. Jordan, Leftwich, Lockett, Noblin, Patton, Peters, Reid, Rice, Taliaferro, and Van Doran—16.

Mr. HOGE stated that he was paired with Mr. WISE, and Mr. POWELL with Mr. MALLORY.

Mr. MARTIN moved to reconsider the vote by which the resolution in the report of the committee was agreed to; which motion was rejected.

No. 102. Senate bill entitled an act to amend and re-enact section 33, chapter 49, of Code of 1873, in relation to property exempt from distress or levy, unfinished business, came up.

On motion of Mr. FRANKLIN, the bill was passed by.

No. 115. House bill to provide for the working of the public roads in the counties of Northumberland and Westmoreland, unfinished business, came up.

The amendment proposed by Mr. MAYO as follows:

Strike out the words: "provided that said majority shall constitute a majority of the freeholders voting at said election"—

Was agreed to.

On motion of Mr. RYAN, the bill was amended by striking out, in the thirteenth line of first section, the words, "a majority," and inserting "three-fourths."

The bill, as amended, was ordered to be engrossed to be read a third time.

On motion of Mr. HARRIS, the House adjourned until to-morrow at 12 o'clock, M.

WEDNESDAY, JANUARY 27, 1886.

Mr. ECHOLS in the chair, at the request of the SPEAKER.

Prayer by Rev. Dr. Dudley Powers, of the Episcopal Church.

On motion of Mr. CURLETT, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, January 26, 1886.

The Senate have passed House bills entitled an act to amend and re-enact an act entitled an act to provide for the election and qualification of county officers, approved January 18, 1884, No. 8; an act to amend and re-enact section 7 of chapter 159, Acts of 1883-'84, entitled an act to incorporate the town of Greenville, Augusta county, approved February 25, 1884, No. 57; an act to amend and re-enact sections 1, 3, 6, 9, 11, 12, and 15 of chapter 264 of Acts of Assembly of 1878-'79, to provide for the working of the public roads in Prince Edward county, No. 59; and an act for the relief of Wm. Chilton, late treasurer of Lancaster county, No. 61.

They have passed, with amendments, House bills entitled an act extending the time to O. B. Thomas for the collection of certain taxes and levies, No. 63; an act to incorporate the Farmville, Hampden Sidney, and Worsham Telephone company, No. 40.

They have passed Senate bill entitled an act to create and provide for a building committee for the Virginia Normal and Collegiate institute, and to prescribe the duties thereof, No. 251.

They have agreed to Senate joint resolution to appoint joint committee to examine state securities, &c., deposited in basement offices of the capitol, No. 1.

In which bills, amendments, and resolution they respectfully request the concurrence of the House of Delegates.

No. 1. Senate joint resolution, was read twice, and referred to the committee on finance.

No. 251. Senate bill, was read twice, and referred to the committee on schools and colleges.

No. 63. House bill, returned from the Senate with an amendment, was placed on the calendar, the rule having been suspended, on motion of Mr. POWELL, requiring its reference to a committee.

No. 40. House bill, returned from the Senate with amendments, was placed on the calendar, the rule having been suspended, on motion of Mr. DUPUY, requiring its reference to a committee.

No. 135. Senate bill, entitled an act to amend and re-enact sections 1 and 4 of an act to incorporate the Salem and Southwestern railroad company, approved February 20, 1884, was reported from the committee on roads and internal navigation.

The following House bills, reported from the committee on roads and internal navigation, were read the first time:

No. 175. House bill to incorporate the Durham, Blue Wing and Clarkesville railroad company.

No. 176. House bill to amend and re-enact section 3 of an act approved March 14, 1878, entitled an act to authorize the construction of a turnpike road in Princess Anne and Norfolk counties.

No. 177. House bill to incorporate the Hungars transportation company.

No. 178. House bill to authorize the county of Madison to subscribe to the stock of the Madison Courthouse and Orange railroad company on certain conditions.

The following House bills reported from the committee for courts of justice, were read a first time:

No. 179. House bill to amend and re-enact section 53 of chapter 167, Code of 1873, as amended by an act approved 12th February, 1884, and as amended by further act approved 22d March, 1884, in relation to orders and decrees.

No. 180. House bill to amend and re-enact section 2, chapter 147, Code of 1873, in relation to warrants for small claims.

The following House bills reported from the committee on counties, cities and towns, were read the first time:

No. 181. House bill to amend and re-enact an act approved March 8, 1875, as amended by an act approved March 7, 1884, in relation to qualifications of county officers.

No. 182. House bill to authorize the authorities of the city of Winchester to establish water works and to incur a debt for that purpose.

No. 183. House bill to provide for the working and the keeping in order the public roads of Botetourt.

The following report was agreed to:

The committee for courts of justice, to which was referred the bill to compensate B. F. Bland for legal services rendered the commonwealth, respectfully ask that they be relieved from further consideration of said bill, and ask that it be referred to the committee on finance.

The report of the joint committee with reference to the bonds of the State prepared by the Kendall bank-note company, was, on motion of Mr. PETERS, passed by.

Mr. DOWNING offered the following joint resolution:

Be it resolved by the House of Delegates (the Senate concurring), According to the provisions of an act in force February 20, 1884, designated as an act to provide for the appointment and removal of district school trustees, and to repeal the fourth clause of the 7th section of the 78th chapter of the Code of 1873, that Hampsen M. Miller be and he is hereby elected a member of the county board of school commissioners for Warren county to fill the vacancy in said board occasioned by the resignation of Giles Cook, Jr.

The joint resolution was agreed to—yeas 60.

The vote was recorded as follows :

YEAS—Messrs. Arnold, Burks, Chalmers, Cornett, Curlett, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgat, Franklin, L. D. Fulkerson, Gills, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Jones, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Leftwich, Lightner, Loving, Mallory, McClintic, Martin, Mathews, Mauck, Miller, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Thorne, Tillar, Turner, and Wescott—60.

Mr. FRANKLIN moved to suspend the rule requiring the reference to a committee of a bill to release all delinquent taxes prior to January 1, 1880 ; which motion was rejected—yeas 28 ; nays 43.

On motion of **Mr. FRANKLIN**, the vote was recorded as follows :

YEAS—Messrs. Acker, Addington, Bohannon, Borum, Burks, Carter, Curlett, Faulcon, Gills, Holladay, Huffman, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Nance, Oglesby, Patton, Ruggles, Thorne, Tillar, Turner, Waddill, and Webb—28.

NAYS—Messrs. Arnold, Black, Bolen, Buchanan, Cardwell, Chalmers, Cornett, Crismond, Dabney, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Franklin, Abram Fulkerson, Goad, Hay, Wm. I. Jordan, Leftwich, Lightner, Loving, Noblin, O'Bannon, Payne, Peters, Porter, Powell, Reid, Rice, Roberts, Rowe, Ryan, Saunders, Sebrell, Smith, Starke, Taliaferro, Van Doran, and Wescott—43.

Leave of absence was granted to Messrs. **HAY**, two days ; **PORTER** and **ARNOLD**, three days each ; **GILLS** and **MOSS** four days each, and **JONES** five days.

The following were presented and referred under rule 37 :

By **Mr. SEBRELL** : A bill to change the name of the Franklin agricultural and mechanical society to Tidewater agricultural and mechanical society. Referred to committee on agriculture and mining.

By **Mr. REID** : A bill to authorize the school trustees of Brentsville district, in Prince William county, to sell the school houses in said district. Referred to committee on schools and colleges.

By **Mr. ROWE** : A bill to erect a suitable enclosure around the monument of ex-President James Madison. Referred to committee on finance.

By **Mr. HUFFMAN** : A bill to amend and re-enact section 21 of chapter 17 of an act approved March 14, 1873, in regard to change of venue. Referred to committee for courts of justice.

By **Mr. FRANKLIN** : A bill to release all delinquent taxes prior to January 1, 1880. Referred to committee on finance.

By **Mr. NANCE** : A bill to make it lawful for the boards of supervisors of New Kent and Charles City counties to levy for additional compensation for the county judge, &c. Referred to committee on counties, cities, and towns.

By **Mr. WESCOTT** : A bill to impose a tax on dogs in the county of Accomac. Referred to committee on finance.

By **Mr. HOGG** : A bill to release William A. Smart from the pay-

ment of a fine assessed against him upon the trial of an indictment in the county court of Patrick county, for carrying concealed weapons. Referred to committee on finance.

By Mr. DOWNING: A bill amending an act prescribing the duties and powers of certain county officers. Referred to committee on counties, cities, and towns.

By Mr. BUCHANAN: A bill to incorporate the Virginia railroad and transportation company. Referred to committee on roads and internal navigation.

By Mr. MILLER: A bill to incorporate the Merchants and Mechanics bank, located in the city of Manchester. Referred to committee on banks, currency, and commerce.

By Mr. FULKERSON of *Lee*: A bill to amend and re-enact section 1 of an act to pay to the public free schools the money set apart by the constitution and laws for their benefit, and to repeal chapter 248 of Acts of 1877-'78, and chapter 177 of Acts of 1878-'79, approved March 6, 1882. Referred to committee on schools and colleges.

The SPEAKER laid before the House a communication from the governor, enclosing a report from the second auditor, in relation to the Miller manual school. Doc. No. 10.

The SPEAKER laid before the House a communication from the auditor of public accounts in response to a resolution of the House in relation to what sums have been paid back to the arrearages account due the public schools, and how much is now due said schools on account of the said arrearages; which was referred to committee on schools and colleges, and, on motion of Mr. HAY, was ordered to be printed.

By request, the SPEAKER appointed Mr. BOLEN, in the place of Mr. BUCHANAN, on the committee to visit the Eastern lunatic asylum.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 109. House bill to amend and re-enact an act to amend and re-enact section 5, chapter 48, Code of 1873, in regard to the pay of a justice, was, on motion of Mr. LEFTWICH, taken up out of its order on the calendar.

On motion of Mr. LEFTWICH, the bill was recommitted to the committee for courts of justice.

A message was received from the Senate by Mr. JONES, who informed the House that the Senate had agreed to House joint resolution appointing a joint committee to visit the Virginia Military Institute, and investigate the condition of that institution.

The SPEAKER appointed Messrs. FULKERSON of *Washington*, JORDAN of *Rockbridge*, and MAYO the committee on the part of the House.

No. 155. House bill to amend and re-enact section 6 of chapter 84 of the Code of Virginia, in relation to public health, was, on motion of Mr. WADDILL, taken up out of its order on the calendar.

The bill was read a second time, and ordered to be engrossed to be read a third time.

No. 87. House engrossed bill to authorize a subscription by the counties of Cumberland and Powhatan to the stock of the Farmville and Powhatan railroad company, was, on motion of Mr. MILLER, taken up out of its order on the calendar.

The bill was read a third time and passed.

Mr. MILLER moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 85. Senate bill entitled an act giving authority to the city of Richmond to improve and control roads to new reservoir and soldiers' home, was, on motion of Mr. RYAN, taken up out of its order on the calendar.

On motion of Mr. Ryan, the bill was recommitted to the committee on roads and internal navigation.

The hour of 12½ o'clock having arrived, special order

No. 98. House bill to provide for submitting the question of liquor license to the qualified voters of the several counties, corporations, and magisterial districts of the State, came up.

The bill was read a second time.

Several substitutes and amendments were sent to the clerk's desk.

Mr. FULKERSON of *Washington*, moved to commit the bill to the committee for courts of justice, with instructions to inquire into its constitutionality; which motion was rejected.

Mr. CURLETT moved to postpone the bill until the 10th day of February next; which motion was rejected.

Mr. STUART moved to postpone the bill and print the substitutes and amendments; which motion was agreed to.

Mr. CURLETT moved that the House do now adjourn; which motion was agreed to—yeas 48; nays 27.

On motion of Mr. ECHOLS, the vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Arnold, Black, Bohannon, Bolen, Borum, Brown, Cardwell, Curlett, Downing, Faulcon, Fentress, Figgat, Franklin, Grimsley, Hoge, Holladay, Huffman, Hurt, Johnson, W. H. Jordan, Wm. I. Jordan, Leftwitch, Loving, Mallory, McCandlish, McClintic, Mathews, Mauck, Mayo, Noblin, O'Bannon, Payne, Peters, Powell, Reid, Rice, Row, Ryan, Saunders, Stribling, Tavenner, Thorne, Waddill, Webb, and Westcott—48.

NAYS—Messrs. Buchanan, Carter, Chalmers, Childress, Cornett, Crismond, Dabney, Darst, Dickenson, Dunlop, Echols, Abram Fulkerson, L. D. Fulkerson, Goad, Hay, Lightner, Lockett, Martin, Miller, Oglesby, Porter, Roberts, Sebrell, Taliaferro, Terry, Turner, and Van Doran—27.

The SPEAKER declared the House adjourned until to-morrow at 12 o'clock, M.

THURSDAY, JANUARY 28, 1886.

On motion of Mr. THORNE, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, January 27, 1886.

The Senate have passed House bill entitled an act to relieve Wm. H. Cole, of Halifax county, from the payment of license tax, No. 47; they have rejected House bill entitled an act authorizing the board of supervisors of Culpeper county to adjudicate the claim of Geo. H. Cooper and Peter C. Smith's executor against said county for working and keeping in repair certain sections of roads in said county, No. 53.

The following Senate bills were reported from the committee on roads and internal navigation:

No. 95. Senate bill entitled an act to amend and re-enact the charter of the Suffolk and Caroline railway company, with an amendment.

No. 76. Senate bill entitled an act to authorize Geo. N. Parker to erect a wharf on Chuckatuck Creek, in Nansemond county.

No. 101. Senate bill entitled an act to amend and re-enact an act to incorporate the Washington, Cincinnati and St. Louis railroad company, approved March 15, 1872, as the same was amended by an act approved March 13, 1877.

No. 126. Senate bill entitled an act to incorporate the Warm Springs valley railroad company, with amendments.

No. 144. Senate bill entitled an act to incorporate the town of Broadway, in the county of Rockingham, and to repeal chapter 246 of the Acts of 1879-80, approved March 9, 1880, entitled an act to incorporate the town of Broadway, in Rockingham county, was reported from the committee on counties, cities and towns, with an amendment.

No. 1. Senate joint resolution to appoint joint committee to examine State securities, &c., deposited in basement offices of the capitol, was reported from the committee on finance.

No. 183. Senate bill entitled an act to incorporate the Morotock manufacturing company was reported from the committee on propositions and grievances.

No. 184. House bill to provide compensation to Jno. M. Forbes and Mr. Boswell Seawell for certain professional services rendered by them, respectively, in behalf of the commonwealth; reported from the committee for courts of justice, was read a first time.

No. 185. House joint resolution extending the time to the Richmond and Alleghany railroad company to place fish-ways, &c., across

James river; reported from the committee on roads and internal navigation, was read a first time.

No. 186. House bill to amend and re-enact section 6, chapter 84, Code of 1873, in relation to public health; reported from the committee on propositions and grievances, was read a first time.

The following House bills, reported from the committee on finance, was read a first time:

No. 187. House bill to release the lands of the commonwealth delinquent for the non-payment of taxes previous to 1876.

No. 188. House bill to amend and re-enact section 4 of chapter 38, Code of 1873, in relation to lien on real estate delinquent for non-payment of taxes.

No. 189. House bill to compensate B. F. Bland for legal services rendered the commonwealth.

No. 190. House bill for the relief of the securities of J. R. Richardson, late treasurer of Caroline county.

No. 191. House bill authorizing the auditor of public accounts to allow to S. Russell Smith, treasurer of Culpeper county, credit for the sum of \$64 18, amount of erroneous license taxes charged against him.

No. 192. House bill for the relief of Wm. S. Wilkinson.

Mr. CORNETT, under a suspension of the rule, presented

No. 193. House bill to provide for working and keeping in repair the public roads in the county of Grayson; which was read the first time.

Leave of absence was granted Mr. JORDAN of *Rockbridge*, for four days.

On motion of Mr. MUNFORD,

Resolved, That when the House adjourn to-day, it adjourn to meet to-morrow at 11 o'clock, A. M.

The following were presented and referred under rule 37:

By Mr. DUNLOP: A bill to amend and re-enact sections 1, 28, and 35 of chapter 86, Code of 1873, providing for inspectors. Referred to committee on propositions and grievances.

By Mr. DUNLOP: A bill to provide for a more thorough indexing of deed books of Richmond chancery court. Referred to committee for courts of justice.

By Mr. POWELL: A bill to remit all delinquent taxes to January 1, 1880. Referred to committee on finance.

By Mr. PETERS: A bill to amend and re-enact section 14, chapter 180, Code of 1873, with reference to fees of constables. Referred to committee for courts of justice.

By Mr. POLLARD: A bill to amend and re-enact section 18, chapter 2, of Criminal Code, Acts of 1877-78, in relation to rape. Referred to committee for courts of justice.

By Mr. DUNLOP: A bill to refund to L. Perara amount of license tax paid in error. Referred to committee on finance.

By Mr. DUNLOP: A bill to refund to Edwin A. Wynne, executor, amount of probat tax in error. Referred to committee on finance.

By Mr. TURNER: A bill for the relief of R. A. Trice, deputy treasurer of Goochland county. Referred to committee on finance.

By Mr. WADDILL: A bill to amend and re-enact sections 1, 2, 3, 4, and 5, chapter — of the Acts of 1884, approved 29th of November, 1882, entitled an act to provide for the manner of choosing registrars and judges and clerks of elections for the several counties and cities and towns of the commonwealth. Referred to the committee on privileges and elections.

By Mr. GRIMSLEY: Petition of Big Quarry slate company for relief from payment of taxes returned delinquent before its purchase of the property assessed with the same. Referred to the committee on finance.

By Mr. RYAN: Resolution instructing the committee on finance to prepare and report a bill having for its object the payment, by each county, of its criminal expenses.

By Mr. JORDAN of *Rockbridge*: A bill to impose a fine on any show, circus, or menagerie for advertising falsely what they do not show or exhibit. Referred to committee for courts of justice.

By Mr. MUNFORD: A bill to incorporate the Danville and Northwestern railroad company. Referred to committee on roads.

By Mr. PATTON: A bill to amend and re-enact section 81 of chapter 450 of an act approved March 15, 1884, to provide for the assessment and taxation of property, &c. Referred to the committee on finance.

By Mr. SAUNDERS: A bill to amend and re-enact section 48 of an act approved March 15, 1884, to provide for the assessment and taxation of property, &c. Referred to the committee on finance.

By Mr. MARTIN: A bill to incorporate the Western Branch railway company. Referred to the committee on roads.

The morning hour having expired, the House proceeded to the business on the calendar.

Mr. WADDILL moved to suspend the rule and take up, out of its order on the calendar,

No. 155. House engrossed bill to amend and re-enact section 6 of chapter 84 of the Code of Virginia in relation to public health; which motion was rejected—yeas 25; nays 41.

On motion of Mr. WADDILL, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bohannon, Bolling, Borum, Cardwell, Cornett, Faulcon, Franklin, Harris, Hoge, Hurt, W. H. Jordan, McCandlish, McClintic, Martin, Mathews, Mauck, Payne, Ruggles, Thorne, Turner, Waddill, Webb and Wilkins—25.

NAYS—Messrs. Speaker, Black, Buchanan, Chalmers, Childress, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, Goad, Grimsley, Holladay, Huffman, C. F. Jordan, Wm. I. Jordan, Leftwitch, Lightner, Lockett, Loving, Munford, Noblin, Peters, Pollard, Rice, Roberts, Ryan, Saunders, Sebrell, Smith, Starke, Stribling, Tavenner, and Westcott—41.

The hour of 12½ o'clock, P. M., having arrived, special order, No. 98. House bill to provide for submitting the question of liquor license to the qualified voters of the several counties, corporations and magisterial districts of the State, came up.

Mr. LOVING offered a substitute for the bill.

Mr. FULKERSON of Lee, moved to amend the substitute offered by Mr. LOVING by adding at end of 5th section the following: "provided, that in no case shall any court authorize the sale of liquors of any kind within three miles of any chartered institution of learning;" which was rejected.

The substitute offered by Mr. LOVING was amended as follows:

On motion of Mr. MUNFORD, strike out "one tenth of the duly qualified voters of his said county or corporation," and insert "such a number of the duly qualified voters of a county or corporation as constitutes one-fifth of the number of voters voting at the preceeding regular November election."

On motion of Mr. FIGGAT, strike out "certify that fact" and insert "issue his writ of election, directed to sheriff of his county or sergeant of corporation."

On motion of Mr. MAYO, strike out "and also to publish the same in some local newspaper."

Mr. TERRY moved to amend the substitute offered by Mr. LOVING by striking out in sixth and seventh lines of 1st section, the words "in each magisterial district thereof;" which motion was rejected. Pending the further consideration of the bill,

On motion of Mr. THORNE, the House adjourned until to-morrow, at 11 o'clock, M.

FRIDAY, JANUARY 29, 1886.

On motion of Mr. CURLETT, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, January 27, 1886.

The Senate have passed House bill entitled an act to establish a ferry across James river at Claremont, Surry county, Va., No. 43.

They have passed Senate bills entitled an act to regulate the assessment and collection of taxes in the hands of notaries public and clerks of courts, No. 40; an act authorizing the secretary of the commonwealth and state librarian to transmit to W. A. Glasgow, at Fincastle, Va., one copy of each volume of the calendar of Virginia historical manuscripts, No. 82; an act to amend and re-enact section 17 of chapter 352 of the Acts of 1883-'84, in relation to the providing for the working and repairing of public roads and bridges, No. 24; an act to amend and re-enact chapter 165, Acts of

1883-'84, entitled an act to amend and re-enact sections 13 and 14 of chapter 41, Code of Virginia, 1873, in relation to writs of fieri facias and capias pro fine on judgments in favor of the commonwealth, approved February 25, 1884, No. 103; an act to amend and re-enact section 4 of an act entitled an act extending the charter of the Franklin Society and Library of Lexington, No. 239.

In which bills they respectfully request the concurrence of the House of Delegates.

No. 40. Senate bill, was read twice, and referred to committee on finance.

No. 24. Senate bill, was read twice, and referred to the committee on counties, cities, and towns.

No. 103. Senate bill, was read twice, and referred to the committee for courts of justice.

No. 239. Senate bill, was read twice, and referred to the committee on propositions and grievances.

No. 82. Senate bill, was read twice, and placed on the calendar, the rule having been suspended, on motion of Mr. FIGGATT, requiring its reference to a committee.

No. 251. Senate bill entitled an act to create and provide for a building committee for the Virginia normal and collegiate institute, and to prescribe the duties thereof, was reported from the committee on schools and colleges.

No. 168. Senate bill entitled an act to amend and re-enact the eighteenth section of chapter 235 of the Acts of 1871-'72, entitled an act to provide a new charter for the town of Suffolk, was reported from the committee on counties, cities, and towns, with the recommendation that it do not pass.

No. 194. House bill to incorporate the Virginia Mechanics institute, and for other purposes, reported from the committee on manufactures and mechanic arts, was read the first time.

No. 195. House bill to amend and re-enact section 1 of an act to pay to the public free schools the money set apart by the constitution and laws for their benefit, and to repeal chapter 248 of Acts of 1877-'78 and chapter 177 of Acts of 1878-'79, approved March 6, 1882, reported from the committee on schools and colleges, was read the first time.

The following House bills, reported from the committee on counties, cities, and towns, were read the first time:

No. 196. House bill to authorize the board of supervisors of Campbell county to contract for keeping the roads and bridges of said county in repair, and to assess taxes therefor.

No. 197. House bill to amend and re-enact sections 6, 8, and 13 of chapter 196, Acts of 1883-'84, entitled an act to provide for working the roads, repairing bridges, and opening new roads in the counties of Frederick, Clarke, Warren, and Augusta, approved February 26, 1884.

Mr. FRANKLIN offered the following resolution :

Whereas, elections under our laws, as they exist at present, occur too frequently in the State, to the great expense and annoyance of the people; and whereas, all parties are practically agreed upon the wisdom of such legislation as will be required to remedy this evil as far as possible; therefore,

Be it resolved by the House of Delegates, That the committee on privileges and elections be and it is hereby instructed to inquire into and report such changes in the constitution and laws of the State as to it may seem necessary and proper to be made, to the end that our state, county, and city elections may all occur together—Which was referred to the committee on privileges and elections.

Mr. CULLETT offered the following resolution:

Whereas, many residents in the county of Elizabeth City have petitioned the General Assembly for redress of grievances in the matter of alleged unfair competition on the part of the Hampton Normal and Agricultural institute, in the above-named county, in the sale and manufacture of certain articles; and whereas, it is set forth in said petition that the said Hampton Normal and Agricultural institute, by an act of the Legislature of Virginia, approved June 4, 1870, has over \$1,000,000 of property exempted from taxation, which is regarded as unjust, unfair, oppressive, and ruinous competition against the mechanics and business men of Elizabeth City, who are compelled to pay taxes to carry on their business: therefore, be it

Resolved, That a committee of three on the part of the House and two on the part of the Senate, be appointed to investigate the matter, and report what they deem best in the premises.

The resolution was referred to the committee on propositions and grievances.

The unfinished business of the morning hour, being the report of the joint committee with reference to the bonds of the State prepared by the Kendall bank-note company, came up.

On motion of Mr. MUNFORD, the report was laid on the table.

On motion of Mr. SAUNDERS,

Resolved, That when the House adjourn to-day, it adjourn to meet to-morrow at 11 o'clock, A. M.

The following were presented and referred under rule 37 :

By Mr. MILLER: A bill to amend and re-enact section 5 of an act approved March 24, 1874, in relation to interest on money. Referred to committee for courts of justice.

By Mr. CRISMOND, by request: A bill to incorporate the Fredericksburg and Valley railroad company. Referred to committee on roads and internal navigation.

By Mr. DARST: A bill authorizing the trustees of Sugar Run church, in the county of Giles, to sell and convey their church property. Referred to committee for courts of justice.

By Mr. MILLER : A bill to prohibit the improper use of fire arms. Referred to committee for courts of justice.

By Mr. CURLETT : A petition of citizens of Elizabeth City county in relation to Hampton normal and agricultural institute. Referred to committee on propositions and grievances.

By Mr. THORNE : A bill to incorporate the Grand united order of the rising rose of the State of Virginia. Referred to the committee on propositions and grievances.

By Mr. Dupuy : A bill to release W. R. Paulett from a fine imposed by the county court of Lunenburg county. Referred to committee on finance.

By Mr. OGLESBY : A bill to repeal certain privileges heretofore granted to the Iron-Belt railroad company. Referred to the committee on roads and internal navigation.

By Mr. MILLER : A bill to amend and re-enact section 3, chapter 184, Code of 1873, in relation to fi. fa. and garnishees. Referred to the committee for courts of justice.

By Mr. PAYNE : A petition of holders of West Virginia deferred certificates to the legislature to adopt such legislation as will effect a speedy settlement. Referred to special committee on public debt.

By Mr. MILLER : A bill to secure the payment of salaries and wages due employees of railway companies, other corporations and firms and persons making assessments and transfers, and to amend and re-enact an act approved March 21, 1877, in relation thereto. Referred to committee for courts of justice.

By Mr. DUPUY : A bill to repeal chapter 514 of Acts 1883-'84, respecting wild game, so far as it applies to the counties of Cumberland and Nottoway. Referred to the committee on propositions and grievances.

By Mr. CURLETT : A bill to prevent the officers of insane asylums tampering with the correspondence of the inmates of said asylums. Referred to committee on asylums and prisons.

By Mr. BURKS : A bill to incorporate the James River and North Carolina railroad company. Referred to committee on roads and internal navigation.

The committee on enrolled bills report that the governor has approved the following bills :

An act for the relief of Giles Crowders and Sidney Gresham from a fine.

An act to incorporate the Chesapeake dry dock and construction company.

An act to amend and re-enact section 3 and to repeal section 8 of an act entitled an act to establish a State female normal school, and to add an independent section.

An act to provide compensation to Wyndham R. Meredith for services rendered the commonwealth.

An act to provide additional compensation to the revisors of the Code.

An act to amend and re-enact sections 2, 4 and 9 of an act approved February 25, 1884, entitled an act to establish a corporation court for the city of Roanoke.

An act giving J. A. Wingfield, register of the land office, further time to furnish the bond required by law.

The morning hour having expired, the House proceeded to the business on the calendar.

Mr. POLLARD moved to take up House engrossed bills; which motion was agreed to.

The following House engrossed bills were read a third time and passed :

No. 26. House engrossed bill to incorporate the Grange Camp association of Northern Virginia—yeas 70.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Acker, Addington, Black, Bohannon, Bolen, Bolling, Borum, Brown, Burks, Carter, Chalmers, Childress, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Faulcon, Fentress, Figgat, Franklin, L. D. Fulkerson, Goad, Harris, Holladay, Huffman, Hurt, Johnson, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mallory, McCandlish, McClintic, Martin, Mauck, Mayo, Miller, Noblin, O'Bannon, Oglesby, Payne, Peters, Pollard, Powell, Reid, Rice, Roberts, Row, Ruggles, Ryan, Saunders, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Thorne, Turner, Van Doran, Webb, and Westcott—70.

No. 114. House joint resolution for the construction of telephones to the capital and governor's mansion—yeas 58; nays 3.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Black, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Cornett, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Echols, Faulcon, Fentress, Figgat, Abram Fulkerson, Harris, Hoge, Holladay, Huffman, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Loving, Mallory, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Peters, Pollard, Powell, Rice, Roberts, Row, Ryan, Saunders, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Thorne, Turner, Van Doran, Webb, Westcott, and Wilkins—58.

NAYS—Messrs. McCandlish, Mauck, and Ruggles—3.

No. 144. House engrossed bill to amend sections 4 and 7 of an act approved March 19, 1884, entitled an act to provide for the sale of lands delinquent for taxes and county levies, and to repeal section 16 of said act—yeas 65; nays 3.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Acker, Black, Bohannon, Bolen, Bolling, Brown, Buchanan, Burks, Cardwell, Chalmers, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Echols, Faulcon, Fentress, Figgat, Franklin, Abram Fulkerson, Goad, Harris, Hoge, Holladay, Huffman, Hurt, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Mallory, McClintic, Mauck, Mayo, Miller, Munford, Noblin, Payne, Peters, Pollard, Powell, Reid, Rice, Roberts, Row, Saunders, Sebrell, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Thorne, Van Doran, Webb, Westcott, and Wilkins—65.

NAYS—Messrs. Childress, Cornett, and Martin—3.

Mr. SMITH moved to reconsider the vote by which the bill was passed; which motion was rejected.

Ordered, That Mr. SMITH carry the bill to the Senate and request their concurrence.

No. 138. House engrossed bill to provide for the opening, altering, changing, and working the public roads of Warren county.

No. 111. House engrossed bill for the relief of the sureties of A. F. Creel—yeas 51; nays 24.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Black, Bohannon, Bolen, Bolling, Burks, Cardwell, Curlett, Dabney, Darst, Downing, Dunlop, Dupuy, Echols, Faulcon, Fentress, Figgat, L. D. Fulkerson, Goad, Harris, Hoge, Holladay, Johnson, Leftwitch, Loving, Malory, McCandlish, McClintic, Mortin, Mathews, Mayo, Miller, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Roberts, Row, Ruggles, Ryan, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Tiller, Van Doran, and Waddill—51.

NAYS—Messrs. Acker, Addington, Borum, Brown, Buchanan, Cornett, Crismond, Dickenson, Franklin, Abram Fulkerson, Huffman, Hurt, Lawson, Lightner, Lockett, Munford, Pollard, Powell, Reid, Rice, Saunders, Sebrell, Webb, and Westcott—24.

No. 67. House engrossed bill to define the true boundary line between Maryland and Virginia, and to designate the headlands on the Potomac river.

No. 99. House engrossed bill to amend section 3 of an act approved February 12, 1884, incorporating the Norfolk classified building association of the city of Norfolk.

No. 130. House engrossed bill for the relief of school teachers.

Motions severally made to reconsider the votes by which House engrossed bills, Nos. 26, 114, 138, 111, 67, 99, and 130 were passed, were rejected.

No. 113. House engrossed bill for the relief of James M. Binford, treasurer of the city of Portsmouth, was, on motion of Mr. MUNFORD, passed by.

No. 95. House engrossed bill to amend and re-enact section 9 of an act approved January 25, 1884, entitled an act to incorporate the James river and North Carolina railroad company, was, on motion of Mr. BURKS, dismissed.

The hour of 12½ o'clock P. M. having arrived, special order,

No. 98. House bill to provide for submitting the question of liquor license to the qualified voters of the several counties, corporations, and magisterial districts of the State, came up.

The question being on agreeing to the substitute proposed by Mr. LOVING, as amended,

Mr. PAYNE moved to amend the substitute by striking out, in the eighteenth line of first section, the words, "after the first election;" which motion was rejected.

Mr. TERRY moved to reconsider the vote by which the amendment offered on yesterday by himself, as follows: strike out, in the sixth and seventh lines of the first section of the substitute proposed

by Mr. LOVING, the words, "and in each magisterial district thereof," was rejected; which motion was rejected—yeas 24, nays 53.

On motion of Mr. CURLETT, the vote was recorded as follows:

YEAS—Messrs. Buchanan, Cardwell, Chalmers, Childress, Crismond, Curlett, Dunlop, Dupuy, Echols, Figgatt, Abram Fulkerson, Holladay, Huffman, Lockett, Mallory, Mathews, Nance, Roberts, Row, Smith, Terry, Tillar, Van Doran, and Waddill—24.

NAYS—Messrs. Speaker, Acker, Addington, Black, Bohannon, Bolen, Bolling, Borum, Brown, Cornett, Dabney, Darst, Dickenson, Downing, Faulcon, Franklin, Goad, Harris, Hoge, Hurt, Johnson, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwich, Lightner, Loving, McCandlish, Martin, Mauck, Mayo, Munford, Noblin, O'Bannon, Oglesby, Payne, Peters, Pollard, Powell, Rice, Ruggles, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Tavenner, Thorne, Webb, Wescott, and Wise—53.

Mr. CARDWELL moved to amend the substitute by adding, at the end of the first section, the following: "And provided further, that if one-fourth of the qualified voters of any magisterial district or of any county, or a number, in the same proportion, greater than those petitioning for such election shall, before the same is ordered, petition against such election, the same shall not be ordered in such county or district petitioning against it"; which motion was rejected.

Mr. DABNEY moved to amend the substitute, by striking out the first three lines of section 4, and inserting in lieu thereof, the following: "If it appear from the abstract and returns of any such election, as compared with the poll-books in any such magisterial district of the last previous November general election, that at least half as many votes have been cast at such special election as were cast at the last-mentioned general election, and that a majority of the votes so cast have been against license"; which motion was rejected.

Mr. FIGGATT moved to amend the substitute by striking out the fourth section, and inserting in lieu thereof the fourth section of the original bill; which motion was rejected.

Mr. FRANKLIN moved to amend the substitute, by adding at the end of the 4th section, the following: "In any magisterial district voting for license, it shall be the duty of the county court to grant licenses therein;" which motion was rejected.

Mr. ECHOLS moved to amend the substitute by adding as an independent section, to come in after the fifth section, the following:

"That nothing in this act shall interfere with the privilege of any person licensed as a distiller of alcoholic liquors or manufacturer of wine or malt liquors"—

Which motion was agreed to—yeas 38; nays 29.

On motion of Mr. MARTIN, the vote was recorded as follows:

YEAS—Messrs. Speaker, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Crismond, Curlett, Dabney, Dickenson, Downing, Dunlop, Dupuy, Echols, Abram Fulkerson, Goad, Hoge, Holladay, Huffman, Lightner, Lockett, McClintic, Miller,

Oglesby, Peters, Pollard, Powell, Reid, Rice, Row, Saunders, Sebrell, Smith, Taliaferro, Tavenner, Van Doran, and Waddill—38.

NAYS—Messrs. Acker, Addington, Bolling, Borum, Cornett, Darst, Faulcon, Figgat, Franklin, Hurt, Johnson, W. H. Jordan, Leftwitch, Mallory, McCandlish, Martin, Mathews, Mauck, Mayo, Nance, O'Bannon, Roberts, Ryan, Terry, Thorne, Turner, Webb, Wescott, and Wise—29.

Mr. CARDWELL moved to amend the substitute by adding at the end of the independent section offered by Mr. ECHOLS, the following: "Provided that nothing contained in this act shall operate to revoke licenses already granted until the time for which they were issued, expires by law;" which motion was agreed to.

Mr. CARDWELL moved to amend the 7th section of the substitute by striking out in line three, the words: "one-tenth of the qualified voters of said corporation," and insert: "Such a number of the duly qualified voters of a corporation as constituted one-fifth of the number of voters voting at the preceding regular November election;" which motion was agreed to.

Mr. POWELL moved to amend the substitute by adding at the end of the 7th section the following: "And if a majority of the votes cast be against license, no license shall be granted within one mile of the corporate limits thereof"; which motion was agreed to.

Mr. STUART moved to amend the substitute by adding at the end of the 8th section, the following: "Nor shall anything in this act apply to any city having a population of 5,000 or over;" pending which,

On motion of Mr. DOWNING, the house adjourned until to-morrow, at 11 o'clock

SATURDAY, JANUARY 30, 1886.

The Journal was read by the clerk.

A communication from the Senate by their clerk, was read as follows:

In Senate, January 29, 1886.

The Senate have passed House bills entitled an act to incorporate the Danbury and Parkersburg railroad company, No. 44; an act to repeal the game laws as they apply to the county of Brunswick, No. 72; and an act to incorporate the Madison court-house and Gordonsville telephone company, No. 71.

They have passed Senate bills entitled an act to authorize the board of supervisors of the county of Fluvanna to establish a free ferry across the Rivanna river, No. 151; an act to incorporate James Needham lodge, No. 1,468, Grand United Order of Odd Fellows, No. 145; and an act to incorporate the Richmond, Petersburg and Manchester railway company, No. 140; in which bills they respectfully request the concurrence of the House of Delegates.

No. 145. Senate bill, was read twice and referred to the committee on propositions and grievances.

No. 151. Senate bill, was read twice and referred to the committee on roads and internal navigation.

No. 93. Senate bill, entitled an act to allow the treasurer of Alleghany county to file an amended list of delinquent land and property taxes for the year 1883; was reported from the committee on finance, with an amendment.

The following House bills, reported from the committee for courts of justice, were read a first time :

No. 198. House bill to amend and re-enact section 18, chapter 2 of Criminal Code, Acts of 1877-78, in relation to rape.

No. 199. House bill to amend and re-enact an act approved April 22, 1882, in relation to compensation of clerks of circuits courts, in force March 17, 1884, as amended by an act approved November 22, 1884.

The following House bills, reported from the committee on roads and internal navigation, were read a first time :

No. 200. House bill to incorporate the Western Branch railway company.

No. 201. House bill to incorporate the James river and North Carolina railroad company.

No. 202. House bill to incorporate the Fredericksburg and Valley railroad company.

Mr. FULKERSON of *Washington*, under a suspension of the rule, offered the following resolution :

Resolved, That the auditor of public accounts report to this House the county treasurers who were in default to the State at the time prescribed by law for their last settlement of their respective accounts, and the amount of each due the State; also a statement showing the amount due from previous treasurers and their counties, and what action, if any, has been taken against them.

The resolution was agreed to.

Leave of absence was granted Messrs. CHALMERS, one day; GRIMSLEY, two days; RICE, four days; and TAVENNER, five days.

The following were presented and referred under rule 37 :

By Mr. SAUNDERS : A bill to extend aid to the agricultural departments. Referred to the committee on agriculture and mining.

By Mr. DICKENSON : A bill to allow W. B. Farmer, late deputy treasurer of Pittsylvania county, to return certain tax accounts insolvent, and have the amount refunded. Referred to the committee on finance.

By Mr. DICKENSON : A bill to authorize the voters of Pittsylvania county to vote for or against the repeal of the present fence law by magisterial districts. Referred to the committee on counties, cities and towns.

By Mr. VAN DORAN : A bill to provide for working and keeping

in repair the public roads of Albemarle county. Referred to committee on counties, cities and towns.

By Mr. CRISMOND: A bill to allow John R. Alrich, treasurer of Spotsylvania, further time to collect delinquent tax bills. Referred to the committee on finance.

By Mr. PATTON: A bill to allow the votes of Black Water magisterial district, in the county of Princess Anne, to vote on the question of continuing or repealing the present fence law. Referred to the committee on counties, cities and towns.

By Mr. DICKENSON: A bill to confer upon the council of the town of Danville, authority to build, purchase, repair and keep up a free bridge, or free bridges, across Dan river, &c. Referred to the committee on counties, cities and towns.

By Mr. DUNLOP: A bill to refund certain collateral inheritance taxes improperly paid Douglas W. Gordon, executor, and erroneously assessed. Referred to the committee on finance.

By Mr. GOAD: A bill to provide for opening toll-gates; to prohibit collection of tolls on the Lynchburg and Salem turnpike, and to provide for keeping the same in order. Referred to the committee on roads and internal navigation.

The committee on enrolled bills reported that the governor has approved the following bills:

An act for the relief of William Chilton, late treasurer of Lancaster county.

An act to amend and re-enact section 7 of chapter 159, Acts of 1883-84, entitled an act to incorporate the town of Greenville, Augusta county, approved February 25, 1884.

An act to amend and re-enact an act entitled an act to provide for the election and qualifications of county officers, approved January 18, 1884.

An act to amend and re-enact sections 1, 3, 6, 9, 11, 12 and 15 of chapter 264 of Acts of Assembly of 1878-79, to provide for the working of the public roads in Prince Edward county.

An act to relieve William H. Cole, of Halifax county, from the payment of license tax.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 80. House bill to pay H. H. Alexander \$824 12 for services rendered as stenographer in the Cluverius case, was, on motion of Mr. STARKE, taken up out of its order on the calendar.

On motion of Mr. STARKE, the bill was recommitted to the committee on finance.

No. 187. House bill to release the lands of the commonwealth delinquent for the non-payment of taxes previous to 1873, was, on motion of Mr. POLLARD, taken up out of its order on the calendar.

On motion of Mr. POLLARD, the bill was made a special and continuing order for Monday next at 12½ o'clock, P. M.

No. 188. House bill to amend and re-enact section 4 of chapter

38, Code of 1873, in relation to liens on real estate delinquent for non-payment of taxes, was, on motion of Mr. POLLARD, taken up out of its order on the calendar.

On motion of Mr. POLLARD, the bill was made a special and continuing order for Monday next at 1 o'clock, P. M.

No. 135. House bill prescribing a penalty against defaulting county treasurers and other collecting officers, was, on motion of Mr. FULKERSON of *Washington*, taken up out of its order on the calendar.

The bill was read a second time, and ordered to be engrossed to be read a third time.

A message was received from the Senate by Mr. STAPLES, who informed the House that the Senate had agreed to a concurrent resolution in relation to a postponement of all sales of delinquent lands; in which they respectfully request the concurrence of the House.

No. 155. House engrossed bill to amend and re-enact section 6 of chapter 84 of the Code of Virginia, in relation to public health, was, on motion of Mr. WADDILL, taken up out of its order on the calendar.

The bill was read a third time and passed.

Mr. WADDILL moved to reconsider the vote by which the bill was passed; which motion was rejected.

Ordered, That Mr. WADDILL carry the bill to the Senate, and request their concurrence.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had passed the bill.

No. 102. Senate bill entitled an act to amend and re-enact section 33, chapter 49, of Code of 1873, in relation to property being exempt from distress or levy, being unfinished business, came up.

On motion of Mr. MALLORY, the bill was passed by.

No. 10. House engrossed bill to incorporate the Wythe and Speedwell mining and manufacturing company, came up.

The amendments proposed by the Senate were agreed to.

No. 63. House engrossed bill extending the time to O. B. Thomas for the collection of certain taxes and levies, came up.

The amendment proposed by the Senate was agreed to.

No. 40. House bill entitled an act to incorporate the Farmville, Hampden-Sidney, and Worsham telephone company, came up.

The amendments proposed by the Senate were agreed to.

No. 88. Senate bill entitled an act to incorporate the Roanoke and Southern railway company, came up.

Mr. MUNFORD moved to amend the bill by striking out, in first, second, third, and fourth lines of the tenth section, the following: "to acquire, own, operate, or lease any quarries, mines, coal-beds, lumber yards, or furnaces in any of the counties through which its road may pass, or in any adjoining county, and"; pending which, the hour of 12½ o'clock having arrived, special order,

No. 98. House bill to provide for submitting the question of liquor

license to the qualified voters of the several counties, corporations, and magisterial districts of the State, came up.

The question being on agreeing to the amendment offered by Mr. STUART, as follows: add at end of 8th section, the following: "nor shall anything in this act apply to any city having a population of 5,000 or over;" was put and decided in the negative—yeas 35; nays 41.

On motion of Mr. MAYO, the vote was recorded as follows:

YEAS—Messrs. Speaker, Bolen, Buchanan, Burks, Cardwell, Carter, Cornett, Crismond, Curlett, Dabney, Downing, Dunlop, Echols, Figgat, Goad, Hoge, Johnson, Lightner, Lockett, Miller, O'Bannon, Patton, Payne, Pollard, Powell, Row, Ryan, Sebrell, Shields, Starke, Stribling, Taliaferro, Terry, Van Doran, and Wilkins—35.

NAYS—Messrs. Acker, Addington, Bandy, Black, Bohannon, Borum, Childress, Darst, Dickenson, Dupuy, Eastwood, Faulcon, Fentress, Abram Fulkerson, L. D. Fulkerson, Hay, Huffman, Hurt, W. H. Jordan, Lawson, Leftwich, Loving, Mallory, McCandlish, McClintic, Martin, Mauck, Mayo, Munford, Nance, Noblin, Oglesby, Peters, Reid, Roberts, Thorne, Turner, Waddill, Webb, Wescott, and Wise—41.

Mr. HAY moved to reconsider the vote by which the amendment offered by Mr. STUART was rejected, which motion was agreed to—yeas 41; nays 34.

On motion of Mr. STUART, the vote was recorded as follows:

YEAS—Messrs. Speaker, Bolen, Buchanan, Burks, Cardwell, Carter, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Echols, Figgat, Goad, Hay, Hoge, Johnson, Wm. I. Jordan, Lightner, Lockett, Miller, Noblin, O'Bannon, Patton, Payne, Pollard, Powell, Row, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Terry, Van Doran, and Wilkins—41.

NAYS—Messrs. Acker, Addington, Bandy, Black, Bohannon, Borum, Childress, Dupuy, Faulcon, Fentress, Abram Fulkerson, L. D. Fulkerson, Huffman, Hurt, W. H. Jordan, Lawson, Leftwich, Loving, Mallory, McCandlish, McClintic, Martin, Mauck, Mayo, Munford, Nance, Peters, Roberts, Thorne, Turner, Waddill, Webb, Wescott, and Wise—34.

The question recurring on agreeing to the amendment offered by Mr. STUART, was put and decided in the affirmative—yeas 40; nays 33.

On motion of Mr. MAYO, the vote was recorded as follows:

YEAS—Messrs. Speaker, Bolen, Buchanan, Burks, Cardwell, Carter, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Echols, Figgat, Goad, Hay, Hoge, Johnson, Wm. I. Jordan, Lightner, Lockett, Miller, Noblin, Patton, Pollard, Powell, Row, Ryan, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Terry, Van Doran, Waddill, and Wilkins—40.

NAYS—Messrs. Acker, Addington, Bandy, Bohannon, Borum, Childress, Dupuy, Eastwood, Faulcon, Fentress, Abram Fulkerson, L. D. Fulkerson, Huffman, Hurt, W. H. Jordan, Lawson, Leftwich, Loving, Mallory, McCandlish, McClintic, Martin, Mauck, Mayo, Munford, Nance, Peters, Roberts, Thorne, Turner, Webb, Wescott, and Wise—33.

Mr. WADDILL moved to amend the substitute by adding at the end of the 10th section the following: "but shall not apply to the county of Henrico."

Mr. MAYO moved to add "Westmoreland and Northumberland;" which was rejected.

Mr. FULKERSON of *Washington*, moved to add "Wise, Dickenson, Buchanan, and Washington;" which was rejected.

Mr. CURLETT moved to add "Lancaster and Richmond;" which was rejected.

Mr. WADDILL asked leave to withdraw his amendment.

Mr. HAY moved to amend the substitute by inserting after the word "county" in second line of 1st section, the following, "except the judge of the county court of Madison county"; which was rejected.

Mr. MAYO moved to amend the substitute by striking out the 7th section as amended, which is as follows:

§7. If any incorporated town, under five thousand inhabitants, shall desire to take advantage of the provisions of this act, a petition of such a number of the duly qualified voters of a corporation as constitutes one-fifth of the number of votes voting at the preceding regular November election, shall be presented to the judge of the county court in term time or in vacation, having jurisdiction over the said corporation; and the said judge shall order a special election in conformity with this act, and if a majority of the votes cast be against license, no license shall be granted within one mile of the corporate limits thereof; which motion was rejected—yeas 27; nays 30.

On motion of Mr. MAYO, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Cadwell, Dabney, Dickenson, Dunlop, Faulcon, Abram Fulkerson, L. D. Fulkerson, Hay, Wm. I. Jordan, Loving, Mallory, Mauck, Mayo, Munford, Nance, Noblin, Peters, Roberts, Ryan, Saunders, Sebrell, Taliaferro, Waddill, and Wise—27.

NAYS—Messrs. Speaker, Black, Bohannon, Bolen, Buchanan, Burks, Carter, Cornett, Crismond, Curlett, Darst, Downing, Dupuy, Echols, Figgatt, Goad, Huffman, Lawson, Leftwich, Lightner, Oglesby, Patton, Payne, Pollard, Powell, Reid, Starke, Van Doran, Wescott, and Wilkins—30.

Mr. TERRY stated that he was paired with Mr. MILLER.

Mr. HAY moved that the House do now adjourn; which motion was rejected—yeas 23; nays 40.

On motion of Mr. MAYO, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Bohannon, Cardwell, Curlett, Faulcon, Hay, Hoge, Hurt, Mallory, McClintic, Martin, Mayo, Noblin, O'Bannon, Peters, Roberts, Saunders, Sebrell, Thorne, Webb, and Wise—23.

NAYS—Messrs. Speaker, Black, Buchanan, Burks, Carter, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Echols, Figgatt, Abram Fulkerson, L. D. Fulkerson, Goad, Huffman, Wm. I. Jordan, Lawson, Leftwich, Lightner, Loving, Mauck, Miller, Munford, Oglesby, Payne, Pollard, Powell, Reid, Ryan, Shields, Smith, Starke, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—40.

Mr. SAUNDERS moved to amend the substitute by adding, as an independent section, to come in after section 5, the following:

The judge of any county may, upon the petition of one-fifth of the registered voters of any magisterial district in his county, order

an election to be held in said district on the question of license or no license, to sell intoxicating liquors to be drunk where sold. Said election shall be held and conducted in the mode and manner presented in this act, and if it appear that a majority of the votes cast in said election are against the granting of license to sell intoxicating liquors to be drunk where sold, no license shall be granted for the sale in said district of intoxicating liquors to be drunk where sold, and no new election shall be held under this section for a term of two years from the holding of the first.

Mr. MARTIN moved that the House do now adjourn; which motion was rejected—yeas 9; nays 30.

On motion of Mr. POLLARD, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bohannon, Dickenson, Faulcon, Hay, Hurt, Loving, and Saunders—9.

NAYS—Messrs. Speaker, Bolen, Burks, Cardwell, Carter, Cornett, Crismond, Dabney, Downing, Dunlop, Echols, Figgat, Goad, Lawson, Leftwitch, Lightner, Miller, Munford, Oglesby, Payne, Pollard, Ryan, Shields, Smith, Starke, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—30.

No quorum voting.

Messrs. THORNE, WADDILL, MARTIN, WEBB, BANDY, CHILDRESS and MAUCK were counted on the negative of the question, and in addition were entered on the Journal as present and not voting.

Mr. MUNFORD moved a call of the House, which was agreed to.

The roll was called and the following members answered to their names:

Messrs. Speaker, Acker, Addington, Bohannon, Bolen, Burks, Cardwell, Carter, Childress, Cornett, Crismond, Dabney, Dickenson, Downing, Dunlop, Echols, Faulcon, Figgat, Goad, Hay, Hurt, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Loving, Martin, Mauck, Miller, Munford, Noblin, Oglesby, Payne, Pollard, Roberts, Ryan, Saunders, Shields, Smith, Starke, Taliaferro, Terry, Thorne, Van Doran, Waddill, Webb, Wescott, and Wilkins—48.

Forty-eight members present.

The following absentees were noted:

Messrs. Arnold, Bandy, Black, Bolling, Borum, Brown, Buchanan, Chalmers, Curlett, Darst, Dupuy, Eastwood, Fentress, Franklin, Abram Fulkerson, L. D. Fulkerson, Gills, Grimsley, Harris, Hoge, Holladay, Huffman, Hylton, Johnson, Jones, C. F. Jordan, Wm. H. Jordan, Lockett, Mallory, McCandlish, McClintic, Mathews, Mayo, Moss, Nance, O'Bannon, Patton, Peters, Porter, Powell, Reid, Rice, Row, Ruggles, Sebrell, Southworth, Stribling, Tavenner, Tillar, Turner, and Wise.

On motion of Mr. MARTIN the sergeant-at-arms was instructed to bring in the absentees.

Mr. WADDILL moved that the House do now adjourn, which motion was rejected.

The sergeant-at-arms appeared with Messrs. FENTRESS and ROW, who were excused.

The sergeant-at-arms appeared with Messrs. BUCHANAN, FULKERSON of *Washington*, FULKERSON of *Lee*, and BLACK.

A quorum being present,

Mr. RYAN moved to dispense with further proceedings under the call, which motion was agreed to.

The question being on agreeing to the amendment offered by Mr. SAUNDERS, was put—yeas 16; nays 22.

On motion of Mr. SAUNDERS, the vote was recorded as follows :

YEAS—Messrs. Speaker, Black, Buchanan, Cornett, Dickenson, Fentress, Figgat, L. D. Fulkerson, Hay, Hurt, Leftwitch, Pollard, Saunders, Smith, Taliaferro, and Wilkins—16.

NAYS—Messrs. Bolen, Burks, Carter, Cardwell, Childress, Crismond, Dabney, Echols, Goad, Wm. I. Jordan, Lightner, Miller, Munford, Noblin, Payne, Roberts, Ryan, Starke, Terry, Thorne, Van Doran, and Wescott—22.

No quorum voting.

Mr. HUFFMAN stated that he was paired with Mr. CURRETT.

Messrs. WADDILL, MATHEWS, MARTIN, ACKER, WEBB, DUNLOP, HUFFMAN, MAUCK, BOHANNAN, PETERS, THORNE, FAULCON, FULKERSON of *Washington*, and LAWSON, were counted on the negative of the question, and in addition entered on the Journal as present and not voting.

A quorum being present,

The amendment offered by Mr. SAUNDERS was rejected.

Mr. RYAN moved to add at end of the 7th section of the substitute as amended, the following, “provided that no election, as provided for in this bill, has been held within the district of which said town is a part, within two years;” which was agreed to.

Mr. RYAN moved to amend the substitute by inserting after the word “act” in the third line of 8th section, the following, “and unless such qualified voters petitioning, reside in the district or districts not having a local option law”; which was agreed to.

Mr. CARDWELL moved to amend the substitute by inserting after “inhabitants” the following, “composing a separate district or voting precinct;” which was agreed to.

The question being on agreeing to the substitute as amended,

Mr. POLLARD moved the pending question, which was ordered.

On motion of Mr. MUNFORD, the House adjourned until Monday next at 12 o'clock, M.

MONDAY, FEBRUARY 1, 1886.

On motion of Mr. HAY, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, January 30, 1886.

The Senate have passed House bills entitled an act to amend and re-enact an act approved March 24, 1871, entitled an act to incorporate the town of Luray, in the county of Page, and acts amendatory thereof, approved, respectively, April 30, 1874, March 28, 1879, March 1, 1884, and March 4, 1884, No. 119; an act to authorize the board of supervisors of the county of Bedford to levy a poor rate on each magisterial district in said county, and to provide for the support of the poor in the district, No. 58.

They have passed, with a substitute therefor, House bill entitled an act to amend and re-enact section 3 of chapter 514 of the Acts of 1883-'84, entitled an act to amend an act approved March 9, 1880, respecting wild game, No. 37.

They have passed Senate bill entitled an act to amend and re-enact chapter 183 of Acts of Assembly of 1879-'80, entitled an act authorizing the school trustees of Richmond district, Wise county, Va., to sell one acre of Cold Spring tract of land, No. 164.

In which substitute and bill they respectfully request the concurrence of the House of Delegates.

Senate joint resolution, as follows:

Resolved by the Senate (the House of Delegates concurring), That the treasurers of the several counties, cities, and towns of this State be and they are hereby directed to postpone all sales of delinquent lands, whether advertised or not, for thirty days after the adjournment of the present session of the General Assembly; and they are hereby further directed to make no such advertisement until after said adjournment—

Was read twice, and referred to the committee on finance.

No. 164. Senate bill, was read twice and referred to the committee on schools and colleges.

No. 37. House bill, returned from the Senate with an amendment in the nature of a substitute, was referred to the committee on propositions and grievances.

The following Senate bills were reported from the committee for courts of justice:

No. 13. Senate bill entitled an act to amend and re-enact section 17 of chapter 13, of the Code of 1873, as amended by an act to amend and re-enact certain sections of the Code of 1873, and certain acts of assembly amendatory thereof, and other acts of assembly in relation to salaries of certain officers of the government and their employees; compensation of members and officers of the

General Assembly, mileage and other allowances; to define the salaries of certain officers, and to repeal chapter 153 of the Acts of 1874, and section 27 of chapter 16, and sections 5, 16, and 24 of chapter 13 of the Code of 1873, and all other acts or parts of acts in conflict therewith, approved March 12, 1878.

No. 103. Senate bill entitled an act to amend and re-enact chapter 165, Acts of 1883-84, entitled an act to amend and re-enact sections 13 and 14 of chapter 41 of Code of Virginia, 1873, in relation to writs of fieri facias and capias pro fine on judgments in favor of the commonwealth, approved February 25, 1884.

No. 109. House bill to amend and re-enact an act in force January 28, 1884, to amend and re-enact section 5, chapter 48, Code of 1873, in regard to the pay of a justice, heretofore recommitted to the committee for courts of justice, was reported back.

The following House bills, reported from the committee for courts of justice, were read a first time :

No. 203. House bill to amend and re-enact section 21 of chapter 17 of an act approved March 14, 1878, in regard to change of venue.

No. 204. House bill to amend and re-enact section 4 of chapter 154 of the Code of 1873, as amended by section 4 of chapter 144 of the Acts of 1884, entitled an act to amend and re-enact sections 3, 4, 6, and 12, of chapter 154, in relation to the jurisdiction of county courts, with the recommendation that it do not pass.

No. 205. House bill to amend and re-enact an act entitled an act to amend and re-enact the 1st section of an act approved April 2, 1870, to district the State for county judges, approved March 20, 1873, and amended by an act approved April 18, 1882; also to define the jurisdiction of the county courts, with the recommendation that it do not pass.

No. 206. House bill to regulate continuances in civil cases, with the recommendation that it do not pass.

No. 207. House bill authorizing the trustees of the Methodist Episcopal church, south, and the "Round Hill" Baptist church, King George county, to sell and convey a lot of land belonging to said churches, with the recommendation that it do not pass.

No. 208. House bill authorizing the trustees of Sugar Run church, in the county of Giles, to sell and convey their church property, with the recommendation that it do not pass.

No. 209. House bill to amend and re-enact section 17 of chapter 167 of the Code of 1873, in respect to the appointment of guardian ad litem, with the recommendation that it do not pass.

No. 210. House bill to amend and re-enact section 9 of chapter 76 of the Code of 1873, in relation to the appointment of trustees to execute trusts for churches.

No. 211. House bill to amend and re-enact section 13 of chapter 158 of Acts of Assembly of 1883-84, in relation to choosing registrars and judges of election; reported from the committee of privileges and elections, was read a first time.

No. 212. House bill to repeal an act entitled an act to provide for the restoration of certain records in the clerk's office of the county court of Rockingham, reported from the committee on counties, cities and towns, with the recommendation that it do not pass, was read a first time.

Mr. STUART offered the following resolution :

Resolved, That on and after to-morrow the House will meet at 11 o'clock, A. M., the chair be vacated at 2 P. M., and resumed at 4 P. M., except on Saturdays. The roll shall be called at the evening sessions in alphabetical order, and when the name of a member is called, he shall be authorized to call up one local bill, and this shall be the order until the roll is entirely called through.

The House refused to refer the resolution to a committee.

Mr. POLLARD moved to amend the resolution by striking out " 2 P. M." and inserting " 3 P. M.;" which motion was rejected.

Mr. POLLARD moved to strike out " 4 P. M." and insert " 8 P. M.;" which was rejected.

The resolution was agreed to.

Mr. STUART moved to reconsider the vote by which the resolution was agreed to ; which motion was rejected.

Leave of absence was granted Messrs. REID, two days ; and FENTRESS, four days.

By request, the SPEAKER appointed Mr. LOVING in place of Mr. ARNOLD on the committee of the House appointed to investigate the Eastern lunatic asylum.

The following were presented and referred under rule 37 :

By Mr. CURLETT : A bill to work and keep in repair the roads, &c., in the county of Richmond. Referred to the committee on counties, cities and towns.

By Mr. ACKER : A bill to amend and re-enact the 1st section of chapter 50, Acts of Extra Session, 1884, in relation to records in the clerk's office of Rockingham county. Referred to committee on counties, cities and towns.

By Mr. OGLESBY : A memorial of trustees of Wytheville in relation to exhibition of agricultural and mechanical products to be held in London, England. Referred to committee on agriculture and mining.

By Mr. WADDILL : A bill to secure to the citizens of Henrico county who own property in the city of Richmond, the sending of their children to the city schools. Referred to committee on schools and colleges.

By Mr. CARDWELL : A bill to authorize the payment of interest on the registered bonds of the commonwealth for \$10,000, held by and standing in the name of the corporation styled "The trustees of the general assembly of Presbyterian church in the United States." Referred to committee on finance.

By Mr. O'BANNON : A bill to incorporate the Powell's Valley rail-

road company. Referred to committee on roads and internal navigation.

By Mr. POLLARD: A bill to amend and re-enact section 7 of an act approved March 6, 1882, entitled an act to pay to the public schools the money set apart by the constitution and laws for their benefit, and to repeal chapter 248 of the Acts of 1877-'78, and chapter 177 of Acts 1878-'79. Referred to committee on schools and colleges.

By Mr. PAYNE: A bill to establish a normal school at William and Mary college in connection with its collegiate course. Referred to committee on schools and colleges.

By Mr. MALLORY: A petition of freeholders in Brunswick county in regard to the fence law. Referred to committee on counties, cities and towns.

The morning hour having expired, the House proceeded to the business on the calendar.

The motion made by Mr. POLLARD to reconsider the vote by which No. 7. House bill to work and keep in repair the roads in the county of Lancaster, was ordered to be engrossed, was rejected—yeas 30; nays 31. •

On motion of Mr. CURLETT, the vote was recorded as follows:

YEAS—Messrs. Speaker, Black, Bolen, Buchanan, Cardwell, Chalmers, Childress, Dabney, Dickenson, Downing, Goad, Wm. I. Jordan, Leftwich, Lightner, Lockett, Loving, Miller, Munford, O'Bannon, Payne, Pollard, Powell, Ryan, Saunders, Smith, Stribling, Taliaferro, Terry, Wescott, and Wilkins—30.

NAYS—Messrs. Acker, Addington, Bandy, Borum, Burks, Cornett, Curlett, Dupuy, Echols, Faulcon, Figgatt, L. D. Fulkerson, Harris, Hay, Huffman, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Nance, Noblin, Oglesby, Roberts, Row, Sebrell, Thorne, Waddill, and Webb—31.

The hour of 12½ o'clock P. M., having arrived, special order,

No. 98. House bill to provide for submitting the question of liquor license to the qualified voters of the several counties, corporations, and magisterial districts of the State, came up.

The question being on agreeing to the substitute offered by Mr. LOVING, as amended,

Mr. MARTIN moved to reconsider the vote by which the pending question was ordered; which motion was rejected.

The substitute offered by Mr. LOVING, as amended, was agreed to—yeas 40; nays 28.

On motion of Mr. POLLARD, the vote was recorded as follows:

YEAS—Messrs. Speaker, Burks, Cardwell, Carter, Chalmers, Cornett, Darst, Dickenson, Downing, Dunlop, Echols, Figgatt, L. D. Fulkerson, Goad, Hay, Johnson, Wm. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Pollard, Powell, Roberts, Row, Saunders, Sebrell, Shields, Stribling, Taliaferro, Terry, Thorne, Wescott, and Wilkins—40.

NAYS—Messrs. Acker, Addington, Bandy, Black, Bohannon, Borum, Buchanan, Curlett, Dabney, Dupuy, Faulcon, Harris, Huffman, Hurt, W. H. Jordan, Loving,

Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Nance, Peters, Smith, Van Doran, Webb, and Wise—28.

Mr. HAY moved to reconsider the vote by which the substitute was agreed to ; which motion was rejected.

Mr. POLLARD moved the pending question ; which was ordered—yeas 42 ; nays 19.

On motion of Mr. CURLETT, the vote was recorded as follows :

YEAS—Messrs. Speaker, Black, Bohannon, Bolen, Burks, Carter, Chalmers, Childress, Cornett, Darst, Downing, Dunlop, Dupuy, Figgatt, L. D. Fulkerson, Goad, Hay, Johnson, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Munford, Noblin, O'Bannon, Oglesby, Peters, Pollard, Powell, Roberts, Row, Ryan, Saunders, Sebrell, Shields, Smith, Stribling, Taliaferro, Van Doran, Wescott, and Wilkins—42.

NAYS—Messrs. Acker, Addington, Bandy, Borum, Curlett, Faulcon, Harris, Hurt, W. H. Jordan, Loving, McCandlish, McClintic, Martin, Mathews, Mauck, Nance, Thorn, Webb, and Wise—19.

The motion to reconsider was rejected.

The question being on ordering the bill as amended by the substitute as amended, to be engrossed to be read a third time,

Mr. POLLARD moved the pending question, which was agreed to—yeas 47 ; nays 22.

On motion of Mr. MARTIN, the vote was recorded as follows :

YEAS—Messrs. Speaker, Bohannon, Bolen, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Darst, Dickenson, Downing, Dunlop, Dupuy, Echols, Figgatt, L. D. Fulkerson, Goad, Hay, Johnson, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Pollard, Powell, Roberts, Row, Ryan, Saunders, Sebrell, Shields, Smith, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—47.

NAYS—Messrs. Acker, Addington, Bandy, Black, Borum, Curlett, Dabney, Faulcan, Hurt, W. H. Jordan, Loving, Mallory, McCandlish, Martin, Mathews, Mauck, Nance, Peters, Thorne, Waddill, Webb, and Wise—22.

The bill as amended by the substitute as amended, was ordered to be engrossed to be read a third time—yeas 47 ; nays 19.

On motion of Mr. McCANDLISH, the vote was recorded as follows :

YEAS—Messrs. Speaker, Black, Bohannon, Bolen, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Darst, Dickenson, Downing, Dunlop, Echols, Figgatt, L. D. Fulkerson, Goad, Hay, Huffman, Johnson, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Pollard, Powell, Roberts, Row, Saunders, Sebrell, Shields, Smith, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—47.

NAYS—Messrs. Acker, Addington, Bandy, Borum, Curlett, Dabney, Faulcon, Harris, Hurt, W. H. Jordan, Loving, McCandlish, Martin, Mathews, Mauck, Nance, Waddill, Webb, and Wise—19.

Messrs. PETERS and STARKE stated that they would have voted in the affirmative, but were paired with Messrs. HOGE, and FULKERSON of Washington, respectively.

Mr. WESCOTT moved to reconsider the vote by which the bill as amended by the substitute as amended, was ordered to be engrossed to be read a third time.

Mr. MARTIN moved to pass by the motion to reconsider; which motion was rejected.

Mr. ECHOLS moved the pending question, which was ordered.

The motion to reconsider was rejected.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had passed House bill entitled an act appropriating \$70,000 to pay the claims allowed disabled soldiers and marines, under act approved February 25, 1884, No. 11, with an amendment, in which they respectfully request the concurrence of the House.

The SPEAKER laid the bill before the House.

The bill was placed on the calendar, the rule having been suspended on motion of Mr. MUNFORD, requiring its reference to a committee.

Mr. MUNFORD moved to take the bill up out of its order on the calendar; which motion was agreed to.

The amendment proposed by the Senate was agreed to.

Mr. POLLARD moved to reconsider the vote by which the amendment was agreed to; which motion was rejected.

The hour of one o'clock, P. M., having arrived, special order, No. 52. House bill to incorporate the Powhatan oyster company, came up.

On motion of Mr. O'BANNON, the bill was passed by.

Special order, No. 187. House bill to release the lands of the commonwealth delinquent for the non-payment of taxes previous to 1876, came up.

The bill was read a second time.

Mr. BUCHANAN offered a substitute for the bill.

Mr. HAY moved to amend the substitute by striking out "1876" in the sixth line of section one, and inserting in lieu thereof "1881;" which motion was rejected—yeas 23; nays 39.

On motion of Mr. HAY, the vote was recorded as follows:

YEAS—Messrs. Bohannon, Burks, Carter, Chalmers, Curlett, Dunlop, Dupuy, Echols, Hay, Johnson, Wm. I. Jordan, Lawson, Martin, Mathews, Miller, Nance, Noblin, Powell, Sebrell, Smith, Taliaferro, Terry, and Van Doran—23.

NAYS—Messrs. Speaker, Acker, Bandy, Black, Bolen, Borum, Buchanan, Cardwell, Cornett, Dabney, Darst, Dickenson, Downing, Faulcon, Figgat, L. D. Fulkerson, Goad, Huffman, Hurt, Leftwitch, Lightner, Lockett, Loving, Mallory, McClintic, Mauck, O'Bannon, Oglesby, Payne, Peters, Pollard, Ryan, Saunders, Stribling, Thorne, Waddill, Webb, Wescott, and Wise—39.

Mr. POWELL moved to amend the substitute by inserting as an independent section, to come in after the 1st section, the following:

"2. County and city treasurers are hereby directed not to advertise for sale, and if advertised not to sell any lands to which the first section of this act applies;" which motion was agreed to.

Mr. DUPUY moved to amend the substitute by inserting after "1876" in sixth line of section one, the following: "and all interest on taxes and county levies accrued prior to the year eighteen hundred and eighty;" which motion was rejected—yeas 28; nays 41.

On motion of Mr. MATHEWS, the vote was recorded as follows:

YEAS—Messrs. Bohannon, Burks, Carter, Curlett, Dupuy, Echols, Hay, Johnson, Wm. I. Jordan, Lawson, Lockett, McCandlish, Mathews, Miller, Munford, Nance, Noblin, Row, Sebrell, Smith, Taliaferro, Terry, and Van Doran—23.

NAYS—Messrs. Speaker, Acker, Bandy, Black, Bolen, Bolling, Buchanan, Cardwell, Chalmers, Cornett, Dabney, Darst, Dickenson, Downing, Faulcon, Figgat, L. D. Fulkerson, Goad, Huffman, Hurt, Leftwitch, Lightner, Loving, Mallory, McCintic, Martin, Mauck, O'Bannon, Oglesby, Payne, Pollard, Powell, Roberts, Ryan, Saunders, Stribling, Thorne, Webb, Wescott, Wilkins, and Wise—41.

The substitute as amended, was agreed to.

The bill as amended by the substitute as amended, was ordered to be engrossed to be read a third time.

Mr. CARDWELL moved to reconsider the vote by which the bill as amended was ordered to be engrossed to be read a third time; which motion was rejected.

Special order, No. 188. House bill to amend and re-enact section 4 of chapter 38, Code of 1878, in relation to liens on real estate delinquent for non-payment of taxes, came up.

The bill was read a second time.

Mr. POWELL moved to amend the bill by striking out in the fifth line of section one, the word "ten," and inserting in lieu thereof the word "five;" which was agreed to.

Mr. POWELL moved to further amend the bill by inserting the word "hereafter" after the word "taxes," in line one of the first section; which motion was agreed to.

Mr. WADDILL moved to amend the bill by adding at the end of the 4th section as proposed to be amended, the following: "And until such sale, the county levy, as well as the taxes upon such real estate, and interest thereon, may be paid to the clerk of the court of the county or corporation wherein such real estate is located, in the manner now and as hereinafter provided: provided, however, that the payment of the taxes upon such real estate, without the payment of the county levy thereon, shall in no manner affect the lien for such taxes, nor in any manner release or discharge the same. For every such certificate, the person obtaining the same, shall pay the auditor a fee of fifty cents, and a like fee to the clerk where payment is made to him; and such clerk shall annually transmit to the auditor of public accounts, a list of all real estate, the taxes and levies whereon have been paid to him, and the auditor of public accounts shall properly credit the same upon the delinquent lists in his office; which motion was agreed to.

The bill as amended, was ordered to be engrossed to be read the third time.

The SPEAKER laid before the House a communication from the auditor of public accounts in regard to the amount of taxes collected on liquor and other licenses for the fiscal years 1884-'85.

The communication is as follows :

COMMONWEALTH OF VIRGINIA,
OFFICE OF THE AUDITOR OF PUBLIC ACCOUNTS,
RICHMOND, January 30, 1886.

Hon. CHARLES E. STUART,
Speaker of the House of Delegates :

SIR :

A resolution of your honorable body of the 14th inst., is as follows :

Resolved, That the auditor of public accounts be requested to furnish the House of Delegates, as soon as practicable, the following information :

1st. The total amount of taxes collected on liquor licenses during the fiscal year 1884-5.

2d. An itemized statement of the taxes collected from such other subject of license taxation during the same period, giving separately the amounts derived from each such source.

I beg leave to reply that the receipts from licenses during the fiscal year 1884-5, were as follows :

Liquor.....	\$318,629 25
Sewing machines.....	4,345 00
Insurance companies.....	14,088 75
Telegraph and telephone companies.....	410 00
Merchants and sundry other licenses.....	433,763 18
	<hr/>
	\$771,236 18

I annex a statement showing the licenses, other than liquor, reported by the commissioners of the revenue to the auditor's office during the said fiscal year.

Very respectfully,

MORTON MARYE,
Auditor of Public Accounts.

Statement showing the Licenses, other than Liquor Licenses, reported by the Commissioners of Revenue to the Auditor of Public Accounts, during the fiscal year ending September 30, 1885.

Merchants.....	\$176,616 75
Commission merchants.....	15,743 35
Sample merchants.....	47,150 00
Pedlars.....	7,493 00
Patent rights.....	150 00
Land agents.....	1,887 75
Book agents.....	584 40
Fertilizer agents.....	3,239 00
General auctioneers.....	2,254 65
Real estate auctioneers.....	4,633 25
Tobacco auctioneers.....	2,910 00
Junk dealers, canvassers, &c.....	1,755 50
Retailers of tobacco.....	32,398 90
Common crier.....	1,454 75
Ship brokers.....	678 50
Stock brokers and private bankers.....	7,642 35
Pawn brokers.....	383 00
Commercial and insurance brokers.....	5,692 25
Private entertainment.....	5,849 75
Boarding houses.....	2,883 25

Eating houses.....	2,816 35
Bowling saloons.....	730 65
Billiard saloons.....	2,609 75
Bagatelle saloons.....	309 60
Theatres, concerts, &c.....	3,719 80
Circus, shows, &c.....	4,761 95
Hobby horse machines.....	167 50
Public rooms.....	285 00
Attorneys-at-law.....	21,540 00
Physicians and dentists.....	22,340 00
Daguerreian artists.....	3,545 00
Stallions and jackasses.....	7,300 00
Agents for renting houses.....	1,466 93
Labor agents.....	108 50
Storage and impounding.....	1,040 00
Livery stables.....	5,656 80
Sale of stock, horses, &c.....	3,015 75
Sewing machine agents.....	300 00
Manufactured articles.....	4,030 75
Fishing crews and manufactured oil.....	829 00
Dog tax.....	8 00
Total.....	<u>\$407,981 73</u>

On motion of Mr. POLLARD the communication was passed by and ordered to be printed.

No. 102. Senate bill entitled an act to amend and re-enact section 33, chapter 49, Code of 1873, in relation to property being exempt from distress or levy, unfinished business, was, on motion of Mr. MALLORY, passed by.

No. 166. House bill to amend section 11, chapter 65 of the Acts of 1883-'84, entitled an act to regulate the practice of medicine and surgery, approved January 31, 1884, was, on motion of Mr. CORNETT, taken up out of its order on the calendar.

On motion of Mr. BLACK, the bill was recommitted to the committee on propositions and grievances.

No. 88. Senate bill entitled an act to incorporate the Roanoke and Southern railway company, unfinished business, was, on motion of Mr. HUFFMAN, passed by.

No. 25. Senate bill entitled an act directing the secretary of the commonwealth to affix the seal of the State to certain State bonds, was read the third time and passed.

Mr. HAY moved to reconsider the vote by which the bill was passed, which motion was rejected.

No. 121. Senate bill entitled an act for the relief of Louis Jones, treasurer of Middlesex county, Va., was read the third time and passed.

Mr. LOVING moved that the House do now adjourn, which motion was agreed to—yeas 38; nays 20.

On motion of Mr. ECHOLS, the vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Bandy, Black, Bohannon, Bolen, Bolling, Borum, Burks, Cardwell, Cornett, Curlett, Darst, Downing, Faulcon, Huffman, Hurt, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Loving, Mallory, McClintic, Mathews,

Mauck, Noblin, O'Bannon, Payne, Peters, Powell, Ryan, Sebrell, Stribling, Thorne, Waddill, Webb, and Wise—38.

NAYS—Messrs. Buchanan, Carter, Chalmers, Dabney, Dickenson, Dupuy, Echols, Figgat, L. D. Fulkerson, Goad, Hay, Martin, Miller, Oglesby, Pollard, Smith, Taliaferro, Terry, Van Doran, and Wescott—20.

The SPEAKER declared the House adjourned until to-morrow at 11 o'clock, A. M.

TUESDAY, FEBRUARY 2, 1886.

On motion of Mr. RYAN, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, February 1, 1886.

The Senate have passed House bill entitled an act to amend and re-enact an act entitled an act for the relief of Peyton R. Ford, late collector of Madison township, Charlotte county, Va., No. 48.

They have passed, with amendments, House bill entitled an act to incorporate the Chicago, Parkersburg, and Norfolk railroad company, No. 42.

They have passed Senate bills entitled an act to incorporate the St. Mary's beneficial and social union, No. 173; an act to amend and re-enact sections 51, 76, 77, and 78 of the charter of the city of Richmond, in relation to the collection of taxes, No. 182; an act to incorporate the Dan river mining company, No. 184; an act to refund to A. R. Green, treasurer of Halifax county, the amount of costs paid by him in a suit resisting the payment of coupons for state taxes, No. 229; an act for the repeal of game laws, as they apply to the counties of Dinwiddie, Sussex, and Greenville, No. 232; an act providing for the appointment of a superintendent of public schools for the city of Roanoke, No. 266; an act to enable the town of Buchanan to aid in founding and maintaining a high school for boys at or near said town, No. 274; an act to amend and re-enact sections 1, 3, 4, and 5 of an act approved March 7, 1884, entitled an act for the protection of sheep in the county of Page, No. 288.

In which amendments and bills they respectfully request the concurrence of the House of Delegates.

No. 42. House bill, returned from the Senate with amendments, was referred to the committee on roads and internal navigation.

Nos. 232, 229, 184 and 173. Senate bills, were read twice, and referred to the committee on propositions and grievances.

No. 266 and 274. Senate bills, were read twice, and referred to the committee on schools and colleges.

Nos. 182 and 288. Senate bills, were read twice, and referred to the committee on counties, cities, and towns.

The following House bills, reported from the committee on schools and colleges, were read a first time:

No. 213. House bill to amend and re-enact section 7 of an act approved March 6, 1882, entitled an act to pay to the public free schools the money set apart by the constitution and laws for their benefit, and to repeal chapter 248 of Acts of 1877-'78, and chapter 177 of Acts of 1878-'79.

No. 214. House bill to enable the town of Buchanan to aid in founding and maintaining a high school for boys at or near said town.

No. 215. House bill to authorize the school trustees of Brentsville district, in Prince William county, to sell the schoolhouses in said district.

No. 216. House bill to secure the citizens of Henrico county, who own property in the city of Richmond the right to send their children to the city schools.

No. 217. House bill to incorporate the merchants and mechanics bank, located in the city of Manchester, Va., reported from the committee on banks, currency and commerce, was read the first time.

No. 218. House bill to change the name of the Franklin agricultural and mechanical society to Tidewater agricultural and mechanical society, reported from the committee on agriculture and mining, was read the first time.

The following House bills reported from the committee on finance were read the first time:

No. 219. House bill for the relief of E. G. Edmunds, treasurer of Fauquier county.

No. 220. House bill for the relief of Wm. H. Talley.

No. 221. House bill for the relief of maimed Confederate soldiers.

No. 222. House bill to amend and re-enact sections 1, 2 and 3 of chapter 65 of the Acts of Assembly, 1883-'84, entitled an act to regulate the practice of medicine and surgery, approved January 31, 1884, reported from the committee on propositions and grievances, was read the first time.

No. 166. House bill to amend section 11, chapter 65, Acts of 1883-'4, entitled an act to regulate the practice of medicine and surgery, approved January 3, 1884, heretofore recommitted to the committee on propositions and grievances, was reported back with the recommendation that it do not pass.

No. 80. House bill to pay H. H. Alexander \$824 12 for services rendered as stenographer in the Cluverius case, heretofore recommitted to the committee on finance, was reported back.

No. 164. Senate bill entitled an act to amend and re-enact chapter 183 of Acts of Assembly of 1879-'80, entitled an act authorizing the school trustees of Richmond district, Wise county, Va., to sell

one acre of Cold Spring tract of land, was reported from the committee on schools and colleges.

No. 40. Senate bill entitled an act to regulate the assessment and collection of taxes in the hands of notaries public and clerks of courts, was reported from the committee on finance.

No. 223. House bill to authorize the voters of Pittsylvania county to vote for or against the repeal of the present fence law by magisterial districts, reported from the committee on counties, cities and towns, was read the first time.

Mr. WADDILL offered the following resolution :

Resolved, That the clerk of the House of Delegates be and he is hereby directed to issue a certificate to J. M. THORNE for the full salary of \$360 allowed by law to members of the General Assembly for services and attendance on each regular session, less the aggregate amount drawn by him since his qualification, he having been elected delegate from the county of Fairfax at an election held January 5th, by virtue of a writ issued by the SPEAKER of this House : provided that the payments made under this resolution shall be made under the law regulating the payment of salary to members of this House—Which was referred to the committee for courts of justice.

Leave of absence was granted Mr. ADDINGTON four days.

The following were presented and referred under rule 37 :

By Mr. CRISMOND : A bill to extend and declare the criminal and police jurisdiction of the corporation court of the city of Fredericksburg. Referred to committee for courts of justice.

By Mr. CRISMOND : A bill to provide for a new registration of voters for the city of Fredericksburg. Referred to committee on privileges and elections.

By Mr. JOHNSON : A bill providing the mode of incorporating railroad companies and defining their rights, powers and duties. Referred to committee on roads and internal navigation.

By Mr. CRISMOND : A bill to amend the charter of the city of Fredericksburg. Referred to committee on counties, cities and towns.

By Mr. WADDILL : A bill to amend and re-enact section 5, chapter 115, Code of 1873, approved March 31, 1875, and as amended by an act approved March 17, 1884, relating to mechanics' liens. Referred to committee for courts of justice.

By Mr. POWELL : A bill to amend and re-enact an act approved January 21, 1886, entitled an act to authorize the establishment of a ferry across James river, at Columbia, from the depot of the Richmond and Alleghany railroad to a convenient point on the opposite side of the river. Referred to committee on roads and internal navigation.

By Mr. STUART : A bill to incorporate the Aged men and woman home society of Alexandria, Va. Referred to the committee on propositions and grievances.

By Mr. WESCOTT : A bill to allow seine hauling at any season of

the year in the waters of the commonwealth on the eastern side of Accomac county. Referred to the committee on Chesapeake and its tributaries.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 102. Senate bill entitled an act to amend and re-enact section 33, chapter 49, of Code of 1873, in relation to property being exempt from distress or levy—unfinished business, was, on motion of Mr. WADDILL, passed by.

No. 88. Senate bill entitled an act to incorporate the Roanoke and Southern railway company—unfinished business, came up.

The amendment offered by Mr. MUNFORD, as follows: strike out in 10th section the following, "to acquire, own, operate, or lease any quarries, mines, coal beds, lumber yards, or furnaces in any of the counties through which its road may pass or in any adjoining and," was rejected—yeas 12; nays 56.

On motion of Mr. FULKERSON of *Washington*, the vote was recorded as follows:

YEAS—Messrs. Speaker, Buchanan, Carter, Childress, Dabney, Abram Fulkerson, Munford, Noblin, Pollard, Powell, Ruggles, and Van Doran—12.

NAYS—Messrs. Acker, Black, Bohannon, Bolling, Borum, Burks, Cardwell, Cornett, Crismond, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Faulcon, Figgat, L. D. Fulkerson, Gills, Goad, Harris, Hay, Hoge, Holladay, Huffman, Johnson, Wm. I. Jordan, Leftwitch, Lightner, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Miller, Nance, Oglesby, Peters, Roberts, Saunders, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Terry, Thorne, Tiller, Turner, Waddill, Webb, Wescott, Wilkins, and Wise—56.

The bill was ordered to its third reading.

The hour of 12½ o'clock having arrived, special order,

No. 98. House engrossed bill to provide for submitting the question of liquor license to the qualified voters of the several counties, corporations and magisterial districts of this State, came up.

The bill was read a third time and passed—yeas 45; nays 24.

On motion of Mr. MARTIN, the vote was recorded as follows:

YEAS—Messrs. Speaker, Black, Bohannon, Buchanan, Burks, Carter, Chalmers, Childress, Cornett, Crismond, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Figgat, Gills, Goad, Holladay, Huffman, Johnson, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Miller, Noblin, Oglesby, Payne, Peters, Pollard, Powell, Roberts, Saunders, Sebrell, Shields, Stribling, Taliaferro, Terry, Thorne, Van Doran, Wescott, and Wilkins—45.

NAYS—Messrs. Acker, Bandy, Bolling, Borum, Dabney, Dupuy, Faulcon, Abram Fulkerson, Harris, Hay, W. H. Jordan, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Moss, Ruggles, Smith, Turner, Waddill, Webb, and Wise—24.

Mr. POLLARD moved to reconsider the vote by which the bill was passed; which motion was rejected.

Ordered, That Mr. Wescott carry the bill to the Senate and request their concurrence.

Special order, No. 187. House engrossed bill to bar the commonwealth from collecting taxes due and paid prior to January 1, 1876, came up.

The bill was read a third time and passed—yeas 60; nays 7.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Bandy, Black, Bohannon, Buchanan, Burks, Cardwell, Carter, Childress, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Figgat, Abram Fulkerson, L. D. Fulkerson, Gills, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, McCandlish, McClintic, Mathews, Mauck, Mayo, Miller, Munford, Noblin, Payne, Peters, Pollard, Powell, Roberts, Ruggles, Saunders, Sebrell, Smith, Stribling, Taliaferro, Terry, Thorne, Tillar, Van Doran, Waddill, Wescott, and Wise—60.

NAYS—Messrs. Acker, Borum, Cornett, Faulcon, Martin, Moss, and Turner—7.

Mr. POLLARD moved to reconsider the vote by which the bill was passed; which motion was rejected.

Ordered, That Mr. BUCHANAN carry the bill to the Senate and request their concurrence.

The hour of one o'clock having arrived, special order,

No. 149. House bill to substitute a board of railroad commissioners for the present railroad commissioner of the State, and defining the duties and powers of such board, and repealing the act of March 31, 1877, in reference to the said commissioner, came up.

On motion of Mr. POLLARD, the bill was postponed two minutes.

A message was received from the Senate by Mr. KOINER, who informed the House that the Senate have passed No. 308. Senate bill entitled an act to authorize the treasurer to adjust the claim of the commonwealth against the sureties of the Planters and Mechanics bank of Petersburg; in which they respectfully request the concurrence of the House.

Special order, No. 188. House engrossed bill to amend and reenact section 4 of chapter 38, Code of 1873, in relation to lien on real estate delinquent for non-payment of taxes, came up.

The bill was read a third time and passed.

Mr. POLLARD moved to reconsider the vote by which the bill was passed; which motion was rejected.

Ordered, That Mr. POLLARD carry the bill to the Senate and request their concurrence.

Special order, No. 149. House bill, again came up.

The bill was read a second time.

Mr. WADDILL moved to amend the bill by adding, in line 7 of section 1, the following: "and one of whom shall be selected from each political party—that is to say, one from the Republican party, and one from the Democratic party, and the other from the country prohibitionist party; which motion was rejected—yeas 19; nays 51.

On motion of Mr. WADDILL, the vote was recorded as follows :

YEAS—Messrs. Acker, Bandy, Bolling, Borum, Franklin, Gills, Hurt, McCandlish, McClintic, Martin, Mathews, Mauck, Nance, Thorne, Tillar, Turner, Waddill, Webb, and Wise—19.

NAYS—Messrs. Speaker, Black, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Figgat, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Huffman, Johnson, Wm. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Miller, Munford, Noblin, Payne, Pollard, Powell, Roberts, Row, Ryan, Saunders, Sebrell, Smith, Starke, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—51.

Mr. POWELL moved to amend the bill, by adding, in line 3 of section 2, the following: "who shall be appointed by the governor, subject to the confirmation of the Senate."

Mr. FULKERSON of *Washington*, moved that the House do now adjourn; which motion was rejected—yeas 17; nays 49.

On motion of Mr. FIGGAT, the vote was recorded as follows :

YEAS—Messrs. Acker, Bandy, Bohannon, Bolling, Cardwell, Abram Fulkerson, Gills, Grimsley, Martin, Mayo, Moss, Peters, Pollard, Starke, Tillar, Webb, and Wise—17.

NAYS—Messrs. Speaker, Black, Borum, Brown, Buchanan, Burks, Chalmers, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Echols, Faulcon, Figgat, L. D. Fulkerson, Goad, Hay, Holladay, Huffman, Wm. I. Jordan, Leftwich, Lightner, Lockett, McCandlish, Mathews, Mauck, Miller, Munford, Nance, Noblin, Payne, Powell, Roberts, Row, Ryan, Saunders, Sebrell, Smith, Stribling, Taliaferro, Turner, Van Doran, Wescott, and Wilkins—49.

The hour of 2 o'clock P. M. having arrived, the chair was vacated until 4 o'clock, P. M.

————— EVENING SESSION.

The chair was resumed at 4 o'clock P. M.

Mr. HAY moved that the House do now adjourn; which motion was rejected—yeas 3; nays 42—no quorum voting.

On motion of Mr. HAY, the vote was recorded as follows :

YEAS—Messrs. Abram Fulkerson, Peters, and Waddill—3.

NAYS—Messrs. Speaker, Black, Bohannon, Brown, Buchanan, Burks, Cornett, Crismond, Darst, Downing, Dunlop, Dupuy, Eastwood, Echols, Figgat, L. D. Fulkerson, Grimsley, Hay, Hoge, Holladay, Huffman, Hurt, Johnson, Wm. I. Jordan, Lawson, Leftwich, Lockett, Miller, Munford, Noblin, Oglesby, Pollard, Powell, Roberts, Row, Ryan, Saunders, Sebrell, Smith, Terry, Wescott, and Wilkins—42.

Messrs. FRANKLIN, MARTIN, MAYO, MCCLINTIC, BORUM, CHALMERS, TALIAFERRO, GOAD, and JORDAN of Petersburg, were counted on the negative of the question, and in addition thereto, were entered on the Journal as present and not voting.

A quorum present.

The following House bills were read the second time, and ordered to be engrossed to be read a third time:

No. 116. House bill to authorize the board of supervisors of Mathews county to levy a tax for the establishment and equipment of a ferry from Gwynn's Island to the main land of said county and to provide regulation for the same.

No. 75. House bill to incorporate the Farmers' union of Cumberland, Buckingham and Prince Edward counties.

No. 126. House bill to allow Thos. C. Kellam to erect a wharf for shipping produce on a tributary of Wachapreague inlet, Accomac county.

No. 193. House bill to provide for working and keeping in repair the public roads in the county of Grayson.

No. 142. House bill to authorize the district school trustees of Dublin district, county of Pulaski, to sell and convey certain property.

No. 177. House bill to incorporate the Hungar's transportation company.

No. 162. House bill to amend and re-enact the 13th section of an act entitled an act to incorporate Cumberland college in Lee county, approved March 3, 1880.

No. 154. House bill extending the time to P. B. Crowder, treasurer of Amelia county, for the collection of taxes and levies in his hands.

The following House engrossed bills were read the third time and passed:

No. 121. House engrossed bill to incorporate the Southwest Virginia institute.

No. 146. House engrossed bill for the relief of T. A. Gillespie, treasurer of Buchanan county.

Motions severally made to reconsider the votes by which Nos. 121 and 146. House bills, were passed, were rejected.

The following Senate bills were read a third time and passed:

No. 131. Senate bill entitled an act to incorporate the Loudoun county telephone company.

No. 62. Senate bill entitled an act to amend an act entitled an act to incorporate the Life insurance company of Virginia, approved March 21, 1871.

No. 67. Senate bill entitled an act to authorize the second auditor to complete bond, No. 308, issued under act of the General Assembly 28th March, 1879.

Motions severally made to reconsider the votes by which Nos. 131, 62, and 67, Senate bills, were passed, were rejected.

No. 80. House bill to pay H. H. Alexander \$824 12 for services rendered as stenographer in the Cluverius case.

The question being on ordering the bill to be engrossed to be read a third time, was put and decided in the negative.

Mr. STARKE moved to reconsider the vote by which the House

refused to order the bill to be engrossed; which motion was agreed to.

• The question recurring on ordering the bill to be engrossed to be read a third time, was put and decided in the affirmative—yeas 17; nays 43.

On motion of Mr. BUCHANAN, the vote was recorded as follows:

YEAS—Messrs. Black, Carter, Echols, Abram Fulkerson, Grimsley, Wm. I. Jordan, Leftwitch, Mayo, Miller, Munford, Payne, Peters, Ruggles, Saunders, Starke, Taliaferro, and Waddill—17.

NAYS—Messrs. Speaker, Acker, Bohannon, Bolling, Borum, Brown, Buchanan, Burks, Chalmers, Childress, Cornett, Crismond, Darst, Dickenson, Downing, Dupuy, Faulcon, Figgat, Franklin, L. D. Fulkerson, Gills, Goad, Hay, Holladay, Huffman, Hurt, Lawson, Lockett, Martin, Mauck, Noblin, Oglesby, Powell, Roberts, Row, Ryan, Sebrell, Terry, Thorne, Van Doran, Webb, Wilkins, and Wise—43.

Mr. DICKENSON moved that No. 223. House bill to authorize the voters of Pittsylvania county to vote for or against the repeal of the present fence law by magisterial districts, be read a second time this day; which motion was agreed to—two-thirds in the House so determining.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 212. House bill to repeal an act entitled an act to provide for the restoration of certain records in the clerk's office in the county court of Rockingham county.

The question being on ordering the bill to be engrossed to be read a third time, was put and decided in the negative—yeas 22; nays 39.

On motion of Mr. FRANKLIN, the vote was recorded as follows:

YEAS—Messrs. Acker, Bandy, Bolling, Borum, Cornett, Faulcon, Franklin, Gills, Hoge, Hurt, McClintic, Martin, Mauck, Mayo, Oglesby, Peters, Ruggles, Thorne, Turner, Waddill, Webb, and Wise—22.

NAYS—Messrs. Speaker, Black, Brown, Buchanan, Burks, Carter, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Miller, Noblin, Powell, Roberts, Row, Ryan, Saunders, Sebrell, Taliaferro, Terry, Van Doran, and Wescott—39.

No. 131. House bill to authorize the governor to loan arms to Staunton male academy, at Staunton, Va.

Mr. ECHOLS offered a substitute for the bill; which was agreed to.

The bill as amended, was ordered to be engrossed to be read a third time.

On motion of Mr. FRANKLIN, the house adjourned until to-morrow at 11 o'clock, A. M.

WEDNESDAY, FEBRUARY 3, 1886.

On motion of Mr. BURKS, the reading of the Journal was dispensed with.

No. 308. Senate bill entitled an act to authorize the treasurer to adjust the claim of the commonwealth against the sureties of the Planters and Mechanics bank of Petersburg, was read twice and placed on the calendar, the rule having been suspended on motion of Mr. ECHOLS requiring its reference to a committee.

No. 224. House bill to amend and re-enact an act approved January 31, 1886, entitled an act to authorize the establishment of a ferry across James river at Columbia, from the depot of the Richmond and Alleghany railroad, to a convenient point on the opposite side of the river; reported from the committee on roads and internal navigation, was read the first time.

The following House bills reported from the committee on counties, cities and towns, were read the first time:

No. 225. House bill to provide for working and keeping in repair the public roads of Albemarle county.

No. 226. House bill to amend and re-enact the 1st section of chapter 50, Extra Session Acts 1884, in relation to records in clerk's office of Rockingham county.

No. 227. House bill to amend the charter of the city of Fredericksburg.

No. 228. House bill to confer upon the council of the town of Danville authority to build, purchase, repair and keep up a free bridge or free bridges across Dan river, &c.

No. 229. House bill to make it lawful for the boards of supervisors of New Kent and Charles City counties to levy for additional compensation for the county judge, &c.

The following House bills reported from the committee for courts of justice, were read the first time:

No. 230. House bill to amend and re-enact section 3, chapter 178, Code of 1873, as amended by acts approved February 19, 1884, and August 26, 1884, in relation to petition for appeals, writs of error and supersedeas.

No. 231. House bill to amend section 2, chapter 171, Code of 1873, and the acts amendatory in regard to commissioners of courts.

No. 232. House bill to amend and re-enact section 5, chapter 137, Code of 1873, as amended by an act approved March 24, 1874, in relation to interest on money.

No. 233. House bill to incorporate the Aged men and women home society of Alexandria, Va.; reported from the committee on propositions and grievances, was read the first time.

No. 234. House bill to allow Wm. P. Birch and Isaac J. Melvin,

each, to erect a wharf along their shores on Chincoteague island, reported from the committee on the Chesapeake and its tributaries, was read the first time.

No. 140. Senate bill entitled an act to incorporate the Richmond, Petersburg, and Manchester railway company, was reported from the committee on roads and internal navigation.

No. 85. Senate bill entitled an act giving authority to the city of Richmond to improve and control roads to the new reservoir and Soldiers' home, heretofore recommitted to the committee on counties, cities, and towns, was reported back with an amendment in the nature of a substitute.

On motion of Mr. FIGGAT, the committee on schools and colleges was discharged from the consideration of No. 274. Senate bill entitled an act to enable the town of Buchanan to aid in founding and maintaining a high school for boys at or near said town.

The following report was agreed to :

The committee for courts of justice, to whom was referred a bill for the relief of Charles Gee from the payment of a fine imposed by the county court of Prince George county, beg leave to be discharged from its consideration, and that it be referred to the committee on finance.

A report from the committee for courts of justice was presented, as follows :

Your committee for courts of justice, to whom was referred a resolution directing them to inquire and report "What is the effect of the election of a judge of a corporation or hustings court prior to the 1st of January, 1886, when the term of the incumbent does not expire until the 31st day of December, 1886," beg leave to report, that so far as the committee is informed, the only case to which the resolution can refer, is the corporation or hustings court of the city of Manchester, for which a judge was elected by the present General Assembly on the day of December, 1885, and therefore this report is applicable only to this case. Your committee are of the opinion, and so report, that said election was and is legal and valid, and cannot be affected by the incidental circumstances that said election took place before the 1st day of January, 1886. The present is a regular session of the General Assembly. The successor to this officer ought to be elected by the General Assembly at this session, and whether the said election should take place before the 1st of January, 1886, or subsequent thereto, cannot, in the opinion of your committee, affect such election. But as some doubt seems to exist in regard to the correctness of the conclusions of your committee in this matter, and as no harm can result from pursuing the course below indicated, they respectfully suggest that another election to fill said office be held during this present session of the General Assembly.

Mr. McCANDLISH offered the following resolution :

Whereas, it is currently rumored that the Virginia and Carolina railroad company, a corporation chartered by the State of Virginia,

succeeded in inducing the city of Petersburg to exchange bonds with it to the amount of one hundred thousand dollars, and a further donation of fifty thousand dollars, by representing to the citizens of the said city that it had ample means and capital stock to build, and would build said road from Ridgeway, N. C., to Richmond, Va., and that if the city of Petersburg would make the said exchange and donation of bonds, that the said Virginia and Carolina railroad should pass through said city, as the only consideration therefor; and whereas said road, after having secured said exchange and donation of bonds, have abandoned work, and sold to the Atlantic coast line, or its friends, a control of all of its stock, property and franchises—said Atlantic coast line, by reason of its location, being more interested in preventing the construction of the Virginia and Carolina railroad than any other interest; and whereas, it is believed that the Virginia and Carolina railroad company is without ample capital stock, its incorporators having sold two thousand shares of its capital stock for eighty thousand dollars, and put the proceeds into their private pockets rather than the coffers of said company or the construction of the road; and whereas, it is the duty of the State to protect its citizens against the wrong doings of its creatures; and whereas, the said Virginia and Carolina railroad is, at this time, applying for an extension of life and further corporate powers, which should not be granted until it has thoroughly vindicated itself against the charges that are brought against it; therefore, be it resolved—

1st. That the committee on roads and internal navigation be instructed and directed to investigate thoroughly the organization and management of the Virginia and Carolina railroad company, requiring them to answer fully and explicitly the following interrogatories, viz.:

How much, if any, capital stock have been subscribed to the road?

By whom, and how paid for?

How much and what kind of work has been done, at what cost and how paid for?

If it has sold its franchises and rights, when and to whom and how paid for? And any others that may be deemed expedient or necessary by the committee.

2d. That said committee be empowered to send for persons and papers.

3d. That no extension of charter privileges be granted to said railroad company until this investigation shall have been had, and a report thereof made to this House.

Mr. POLLARD moved to amend the resolution by striking out the words "investigate thoroughly the organization and management of the Virginia and Carolina railroad company, requiring them to answer fully and explicitly the following interrogatories, viz." and inserting in lieu thereof, the following: "ascertain whether an investigation of the management of the said railroad shall be had on the following points"; which was agreed to—yeas 42; nays 31.

On motion of Mr. CARDWELL, the vote was recorded as follows :

YEAS—Messrs. Black, Bohannon, Brown, Buchanan, Burks, Cardwell, Chalmers, Childress, Cornett, Crismond, Dabney, Dickenson, Downing, Dupuy, Eastwood, Echols, Figgatt, Abram Fulkerson, Hay, Holladay, Wm. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Noblin, Payne, Peters, Pollard, Reid, Roberts, Row, Ruggles, Ryan, Saunders, Smith, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—42.

NAYS—Messrs. Speaker, Acker, Bandy, Bolling, Borum, Darst, Dunlop, Faulcon, Franklin, Gills, Goad, Harris, Huffman, Hurt, Jones, C. F. Jordan, W. H. Jordan, McCandlish, Martin, Mathews, Mayo, Miller, Munford, Patton, Powell, Thorne, Tillar, Turner, Waddill, Webb, and Wise—31.

Mr. McCANDLISH moved to dismiss the resolution ; which motion was rejected.

The resolution as amended, was agreed to.

Mr. FULKERSON of *Washington*, offered the following resolution :

Resolved, That the rule requiring the chair to be vacated at 2 o'clock, P. M. and the House to reassemble at 4 o'clock, P. M., is rescinded.

The resolution was rejected.

Mr. WADDILL moved to reconsider the vote by which the resolution was rejected ; which motion was rejected.

Leave of absence was granted Mr. HUFFMAN for ten days.

The following were presented and referred under rule 37 :

By Mr. LAWSON : A bill to amend and re-enact section 2 of chapter 193 of the Code of 1873, in relation to the adulteration of food or drink. Referred to committee on propositions and grievances.

By Mr. FULKERSON of *Washington* : A bill to charter the Clinch river railroad company. Referred to committee on roads.

By Mr. ROW : A bill to amend and re-enact sections 1 and 4, inclusive, of chapter 84 of the Code of Virginia, for the better protection of life and health, and the prevention of the spread of contagious and infectious diseases in this commonwealth. Referred to the committee on propositions and grievances.

By Mr. BOLEN : A bill to submit to the qualified voters of Carroll county the question of readopting the old road law of said county. Referred to the committee on counties, cities, and towns.

By Mr. WILKINS : A bill to amend and re-enact section 5 of chapter 102 of the Code of 1873, in relation to mad dogs. Referred to committee on propositions and grievances.

By Mr. STUART : A bill to amend section 3 of chapter 1, and sections 1 and 2 of chapter 3, and sections 1 and 3 of chapter 5 of an act entitled an act to provide a charter for the city of Petersburg, approved March 11, 1875, and to declare vacant all of the offices of councilmen of the said city. Referred to committee on counties, cities, and towns.

By Mr. PETERS : A petition from the citizens of Henry county to the General Assembly for local option, higher license tax on liquor, &c. Referred to committee on finance.

By Mr. STARKE: A bill to amend an re-enact an act entitled an act to incorporate the Manchester railway improvement company and to change the name thereof to the Richmond and Manchester railway. Referred to the committee on roads and internal navigation.

By Mr. BUCHANAN: A bill to authorize the board of supervisors of Washington, Russell, and Wise counties, respectively, to subscribe to the Washington and Russell turnpike company. Referred to committee on counties, cities and towns.

By Mr. GILLS: A bill for the relief of the heirs and devisees of Ross Harrison. Referred to committee on finance.

By Mr. DUNLOP: A bill to establish a house of correction or workhouse for the city of Richmond. Referred to the committee on asylums and prisons.

By Mr. DUNLOP: A bill for the relief of Benjamin H. Berry, clerk of the chancery court of the city of Richmond. Referred to committee on finance.

By Mr. TILLAR: Petition of citizens of Greenville in regard to the butchering and selling of beef. Referred to the committee on propositions and grievances.

The morning hour having expired, the House proceeded to the business on the calendar.

On motion of Mr. BLACK,

No. 251. Senate bill entitled an act to create and provide for a building committee for the Virginia normal and collegiate institute and to prescribe the duties thereof, was taken up out of its order on the calendar.

The bill was read a third time and passed—yeas 62.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Acker, Bandy, Black, Bohannon, Borum, Brown, Buchanan, Burks, Chalmers, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Falcon, Figgat, Franklin, Abram Fulkerson, L. D. Fulkerson, Gills, Goad, Grimsley, Harris, Hay, Huffman, Johnson, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwich, Lightner, Mallory, McCandlish, Martin, Mathews, Mayo, Miller, Nance, Noblin, Oglesby, Patton, Peters, Pollard, Porter, Reid, Roberts, Row, Ryan, Saunders, Sebrell, Shields, Smith, Taliaferro, Terry, Thorne, Van Doran, Waddill, and Wise—62.

Mr. BLACK moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 125. House bill to incorporate the Surry, Sussex, and Southampton railway, was, on motion of Mr. SEBRELL, taken up out of its order on the calendar.

The bill was read a second time.

Mr. MALLORY moved to recommit the bill to the committee on roads and internal navigation; which motion was rejected.

Mr. FRANKLIN moved to postpone the bill and make it a special order for to-morrow at one o'clock, P. M., which motion was rejected.

Mr. MUNFORD moved to reconsider the vote by which the motion to recommit the bill was rejected.

Pending which,

The hour of 1 o'clock having arrived, special order,

No. 149. House bill to substitute a board of railroad commissioners for the present railroad commissioner of the State, and defining the duties and powers of such board and repealing the act of March 31, 1877, in reference to the said commissioner, came up.

The question being on agreeing to the amendment proposed by Mr. POWELL,

Mr. WADDILL offered as a substitute for the amendment, the following:

But the first commissioners under this act shall be appointed by the governor, and shall each hold their office until the 1st day of January, 1888, and that at the regular fall election in the year 1887, and every four years thereafter, the said commissioners shall be elected by the people, and shall go into office on the 1st day of January, 1888, and shall hold their office for the period of four years; which was rejected—yeas 21; nays 60.

On motion of Mr. WADDILL, the vote was recorded as follows:

YEAS—Messrs. Acker, Bandy, Bolling, Borum, Faulcon, Franklin, Gills, Harris, Hurt, Jones, W. H. Jordan, McCandlish, Martin, Mathews, Nance, Thorne, Tillar, Turner, Waddill, Webb, and Wise—21.

NAYS—Messrs. Speaker, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Figgat, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mallory, Miller, Munford, Noblin, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Roberts, Row, Ryan, Saunders, Sebrell, Shields, Starke, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—60.

The question recurring on agreeing to the amendment proposed by Mr. POWELL, was put and decided in the negative—yeas 22; nays 50.

On motion of Mr. SAUNDERS, the vote was recorded as follows:

YEAS—Messrs. Buchanan, Curlett, Dabney, Dickenson, Figgat, Franklin, Lightner, Martin, Mathews, Patton, Payne, Peters, Porter, Powell, Roberts, Ryan, Saunders, Sebrell, Starke, Turner, Van Doran, and Webb—22.

NAYS—Messrs. Speaker, Acker, Bandy, Black, Bohannon, Bolen, Bolling, Borum, Brown, Burks, Chalmers, Cornett, Crismond, Downing, Dunlop, Dupuy, Eastwood, Faulcon, Abram Fulkerson, L. D. Fulkerson, Gills, Goad, Grimsley, Hay, Holladay, Huffman, Jones, C. F. Jordan, W. I. Jordan, Lawson, Leftwitch, Loving, Mallory, Moss, Miller, Munford, Noblin, Oglesby, Pollard, Reid, Row, Ruggles, Stribling, Taliaferro, Terry, Thorne, Waddill, Wescott, Wilkins, and Wise—50.

Mr. HAY moved to reconsider the vote by which the amendment offered by Mr. Powell was rejected; which motion was rejected.

Mr. MARTIN moved to amend the bill by striking out from the word "of" in the third line of the first section, to the word "and" in the fifth line thereof, and insert: "the governor, first auditor,

and secretary of state of the commonwealth"; which motion was rejected—yeas 23; nays 51.

On motion of Mr. MARTIN, the vote was recorded as follows :

YEAS—Messrs. Bandy, Bolling, Borum, Cullett, Echols, Faulcon, Franklin, Gills, Harris, Hurt, Jones, W. H. Jordan, Martin, Mathews, Moss, Nance, Payne, Peters, Ruggles, Thorne, Turner, Waddill, and Webb—23.

NAVS—Messrs. Speaker, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Munford, Noblin, Patton, Porter, Powell, Reid, Roberts, Row, Ryan, Sebrell, Shields, Starke, Stribling, Taliaferro, Terry, Wescott, and Wilkins—51.

A message was received from the Senate by Mr. RHEA, who informed the House that the Senate had agreed to a Senate joint resolution to authorize the governor to take such proceedings as may be necessary to fix the boundary line between Virginia and Tennessee; in which they respectfully request the concurrence of the House.

A message was received from the Senate by Mr. STUBBS, who informed the House that the Senate had agreed to a concurrent resolution, as follows :

Resolved (the House of Delegates concurring), That the General Assembly will proceed, on February 10, 1886, to elect circuit judges; in which they respectfully request the concurrence of the House.

A message was received from the Senate by Mr. STAPLES, who informed the House that the Senate had passed Senate bill to remove the political disabilities of W. O. Hardway and others, No. 163; in which they respectfully request the concurrence of the House.

The Speaker laid the bill before the House.

The bill was read twice and placed on the calendar, the rule having been suspended, on motion of Mr. PETERS, requiring its reference to a committee.

The hour of 2 o'clock P. M. having arrived, the chair was vacated until 4 o'clock, P. M.

The chair was resumed at 4 o'clock, P. M.

Mr. FULKERSON of *Lee*, moved that the House do now adjourn; which motion was rejected—yeas 2; nays 52.

On motion of Mr. FULKERSON of *Lee*, the vote was recorded as follows :

YEAS—Messrs. Peters, and Wise—2.

NAYS—Messrs. Speaker, Bandy, Black, Bolen, Bolling, Buchanan, Burks, Carter, Chalmers, Childress, Cornett Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Echols, Faulcon, Figgat, L. D. Fulkerson, Gills, Grimsley, Hay, Hoge, Holladay, Huffman, Hurt, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Loving, Mallory, Miller, Oglesby, Powell, Row, Saunders, Sebrell, Smith, Starke, Stribling, Terry, Turner, Van Doran, Webb, Wescott, and Wilkins—52.

The following House bills were read a second time, and ordered to be engrossed to be read a third time :

No. 191. House bill authorizing the auditor of public accounts to allow S. Russell Smith, treasurer of Culpeper county, credit for the sum of \$64 75, amount of erroneous license taxes charged against him.

No. 178. House bill to authorize the county of Madison to subscribe to the stock of the Madison Court-house and Orange railroad company, on certain conditions.

No. 159. House bill to repeal an act approved March 17, 1884, entitled an act to make additional provisions for paying the debt of Patrick county on account of certain bonds issued to the Danville and New River railroad company.

No. 176. House bill to amend and re-enact section 3 of an act approved March 14, 1878, entitled an act to authorize the construction of a turnpike road in Princess Anne and Norfolk county.

No. 220. House bill for the relief of Wm. H. Tolley.

No. 118. House bill requiring the county judge of Brunswick county to submit the question of continuing or repealing the fence law to the voters of Sturgeon magisterial district, in said county, upon certain conditions.

No. 170. House bill to incorporate the trustees of the order of Sons and Daughters of Union Star.

No. 172. House bill for the better protection of game in Henry county.

No. 174. House bill to incorporate the Stonewell Camp ex-confederates, of Portsmouth.

No. 165. House bill to incorporate the Barrett humane society of Fluvanna.

No. 148. House bill for the relief of Joseph Copenhagen.

No. 79. House bill to allow the board of school trustees of Aquia district, Stafford county, to use a portion of the county fund to pay district expenses for the year 1885.

No. 218. House bill to change the name of the Franklin agricultural and mechanical society to Tide-water agricultural and mechanical society.

No. 167. House bill to incorporate the Smithville and Drake's Branch telephone company.

No. 143. House bill to authorize school trustees of Fall's church district, Fairfax county, Va., to sell or exchange school lot at Bailey's cross-roads.

The following Senate bills were read the third time and passed :

No. 138. Senate bill entitled an act to amend and re-enact sec-

tion 5 of an act approved January 3, 1884, entitled an act to provide for a new charter for the city of Roanoke.

No. 274. Senate bill entitled an act to enable the town of Buchanan to aid in founding and maintaining a high school for boys at or near said town.

No. 125. Senate bill entitled an act to amend an act entitled an act to incorporate the Richmond theological seminary in the city of Richmond.

Motions severally made to reconsider the votes by which Senate bills No. 138, 274 and 125 were passed, were rejected.

No. 144. Senate bill entitled an act to incorporate the town of Broadway, in the county of Rockingham, and to repeal chapter 246 of the Acts of 1879-'80, approved March 9, 1880, entitled an act to incorporate the town of Broadway, in Rockingham county.

The amendment proposed by the committee on counties, cities and towns, as follows: to strike out "each member of the" and insert "a majority of said", was agreed to.

The bill was ordered to its third reading.

No. 139. House bill to amend and re-enact section 1, chapter 514, Acts 1883-'84, entitled an act to amend an act approved March 9, 1880, respecting wild game, approved March 18, 1884.

The bill was read the second time.

Mr. MAYO moved to amend the bill by inserting after the word "October," in fourteenth line, section 1, the following: "and in the counties of Essex, Northumberland and Westmoreland, between the 1st day of February and the 1st day of November"; which was agreed to.

The bill as amended, was ordered to be engrossed to be read the third time.

Mr. HAY moved that No. 233. House bill to incorporate the Aged men and women home society of Alexandria, Va., be read the second time this day, which motion was agreed to—two-thirds in the House so determining.

The bill was read the second time and ordered to be engrossed to be read the third time.

Mr. VAN DORAN moved that No. 225. House bill to provide for working and keeping in repair the public roads of Albemarle county, be read a third this day; which motion was agreed to—two-thirds in the House so determining.

The bill was read the second time and ordered to be engrossed to be read the third time.

Mr. HOLLADAY moved that No. 234. House bill to allow Wm. P. Birch and Isaac J. Melvin, each, to erect a wharf along the shores on Chincoteague island, be read a second time this day; which motion was agreed to—two-thirds in the House so determining.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 163. Senate bill to remove the political disabilities of W. O. Hardaway and others.

On motion of Mr. PETERS, the bill was amended by adding the names of L. W. Nottingham, of Northampton; Thos. R. Jarvis, of Northampton; Jno. Rowan, of Washington, and W. H. Werth, of Henry county.

The bill, as amended, was ordered to its third reading.

No. 129. House bill to provide for the working of the public roads of Accomac county by contract.

The bill was read a second time.

Mr. WESCOTT offered a substitute for the bill; which was agreed to.

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 84. House engrossed bill to enable Mary Ann Bruton and Alfred Shields, her trustee, to sell certain property, was read a third time and passed.

Mr. PAYNE moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 177. House engrossed bill to incorporate the Hungar's transportation company, was read a third time and passed.

Mr. WILKINS moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 79. Senate bill entitled an act to allow the treasurer of Prince William county to collect by levy certain tax bills not returned delinquent, came up.

The amendment proposed by the committee on finance, as follows: strike out "1880-81," was rejected.

The bill was read a third time and passed.

Mr. REID moved to reconsider the vote by which the bill was passed; which motion was rejected.

Mr. CORNETT entered a motion to reconsider the vote by which No. 193, House bill to provide for working and keeping in repair the public roads in the county of Grayson, was engrossed.

No. 122. House engrossed bill repealing an act approved March 3, 1879, in relation to division of school districts into sub-districts, was, on motion of Mr. RYAN, recommitted to the committee on schools and colleges.

No. 168. Senate bill entitled an act to amend and re-enact the 18th section of chapter 235 of the Acts of 1871-72, entitled an act to provide a new charter for the town of Suffolk, came up.

Mr. DABNEY moved to pass the bill by--yeas 16; nays 30.

On motion of Mr. WADDILL, the vote was recorded as follows:

YEAS—Messrs. Black, Burks, Crismond, Dabney, Dupuy, Figgat, Holladay, Wm. I. Jordan, Leftwich, Lightner, Miller, Powell, Shields, Smith, Stribling, and Van Doran—16.

NAYS—Messrs. Acker, Bandy, Bohannon, Bolling, Borum, Dickenson, Echols, Faulcon, L. D. Fulkerson, Gills, Goad, Huffman, C. F. Jordan, Lawson, Loving, Mallory, Mayo, Noblin, Reid, Roberts, Saunders, Taliaferro, Thorne, Turner, Waddill, Webb, Wescott, Wilkins, and Wise—30.

No quorum voting.

On motion of Mr. PETERS, the House adjourned until to-morrow at 11 o'clock, A. M.

THURSDAY, FEBRUARY 4, 1886.

On motion of Mr. MATHEWS, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows :

In Senate, February 3, 1886.

The Senate have passed House bill entitled an act to authorize a subscription of the counties of Cumberland and Powhatan to the stock of the Farmville and Powhatan railroad company, No. 87.

They have agreed to House joint resolution for the construction of telephones to the capitol and governor's mansion, No. 144.

They have passed, with amendments, House bill entitled an act to amend sections 4 and 7 of an act approved March 19, 1884, entitled an act to provide for the sale of lands delinquent for taxes and county levies, and to repeal section 16 of said act, No. 144.

They have passed Senate bill entitled an act for the relief of Wm. J. Kilgore, clerk of Wise county and circuit courts, No. 270.

In which amendments and bill they respectfully request the concurrence of the House of Delegates.

Senate joint resolution to authorize the governor to take such proceedings as may be necessary to fix the boundary line between Virginia and Tennessee, was read twice and referred to the committee for courts of justice.

Senate concurrent resolution as follows :

Resolved, (the House of Delegates concurring,) That the General Assembly will proceed, on February 10, 1886, to elect circuit judges—

Was referred to the committee for courts of justice.

No. 144. House bill, returned from the Senate with amendments, was placed on the calendar, the rule having been suspended on motion of Mr. SMITH, requiring its reference to a committee.

No. 270. Senate bill, was read twice and referred to the committee on finance.

No. 285. House bill to incorporate the Wytheville and Iron Mountain railroad company, was reported from the committee on roads and internal navigation.

No. 286. House bill to provide additional compensation for N. W. Bowe for services rendered to the commonwealth of Virginia; reported from the committee on finance, was read a first time.

The following House bills, reported from the committee on Chesapeake and its tributaries, were read a first time :

No. 237. House bill to allow seine hauling at any time of the year, in the waters of the commonwealth on the eastern side of Accomac county.

No. 238. House bill to allow Robert H. Atkinson to erect a pier or wharf on James river, in the county of Isle of Wight.

No. 122. House engrossed bill repealing an act approved March 3, 1879, in relation to division of school districts into sub-districts, heretofore recommitted to the committee on schools and colleges, was reported back with an amendment in the nature of a substitute.

No. 229. Senate bill entitled an act to refund to A. R. Green, treasurer of Halifax county, the amount of costs paid by him in a suit resisting the payment of coupons for State taxes, was reported from the committee on finance.

No. 151. Senate bill entitled an act to authorize the board of supervisors of the county of Fluvanna to establish a free ferry across the Rivanna river, was reported from the committee on counties, cities, and towns.

No. 33. Senate bill entitled an act to amend and re-enact the first section of an act for the protection of fish in New river and its tributaries, approved December 1, 1884, was reported from the committee on Chesapeake and its tributaries.

Mr. DOWNING offered the following resolution :

Whereas, the Farmers' Assembly of Virginia, lately convened in the city of Richmond, adopted the following preamble and resolution :

Whereas, the practice of receiving free passes over railroads of this State, either by solicitation or otherwise, by members of the legislative and judiciary bodies, has become so common and widespread, and as measures for the welfare of such railroads necessarily come before the legislature or the courts for their decision, and as such decision, whether biased or not, by the fact of the said judges or legislators having free passes over such roads, the judgments or law passed in such cases leave the actions of judges or legislators open to misrepresentation, to say the least ; be it therefore,

Resolved by the Farmers' Assembly of the State of Virginia, That the custom of receiving free passes over the railroads of this State, by members of the legislature and judiciary, be and is hereby denounced in the most unqualified manner, and that this Assembly shall ever use its influence and all means in its power to put an end to this demoralizing custom ; therefore, be it

Resolved, That the committee for courts be instructed to report a bill to this House, prohibiting the acceptance of free passes from railroads and other transportation companies, by members of the General Assembly and judges of the commonwealth ; and be further instructed to inquire into the propriety of enacting a law which shall require the railroad and other transportation companies to furnish free passes over their lines to all members of the General Assembly

and judges of this commonwealth, during their term of office; which was referred to the committee for courts of justice.

Mr. CURLETT stated that he would have voted in the negative, on the engrossment of House bill No. 98, providing for local option, but was paired with Mr. TAVENNER.

The following report was agreed to:

The committee for courts of justice have, according to order, had under consideration a bill to them referred to authorize the school trustees of Newbern district, Pulaski county, to sell and convey certain property, ask to be discharged from its consideration, and that it be referred to the committee on schools and colleges.

Leave of absence was granted Messrs. MAUCK and FAULCON four days each; and MATHEWS ten days.

The following were presented and referred under rule 37:

By Mr. FIGGAT: A bill to amend an act to amend sections 1 and 10 of an act to incorporate the Massanutten and North Mountain railway company, approved January 18, 1884. Referred to committee on road and internal navigation.

By Mr. PORTER: A bill for the relief of W. T. Edwards, inspector of oysters for the city of Portsmouth. Referred to committee on finance.

By Mr. MAUCK: A bill extending the time to David Kuntz for the collection of certain taxes and levies. Referred to committee on finance.

By Mr. STARKE: A bill to declare all dogs in the city of Richmond and county of Henrico to be deemed property in the meaning of the criminal law. Referred to the committee for courts of justice.

By Mr. DUNLOP: Joint resolution calling on senators and representatives of Virginia to endeavor to have suitable weather signals established throughout the State. Referred to committee on federal relations.

By Mr. BUCHANAN: A bill to prohibit members of the General Assembly and the judges of the commonwealth from using railroad passes and complimentary tickets. Referred to committee for courts of justice.

By Mr. SMITH: A bill to amend an act approved November 27, 1884, entitled an act to amend and re-enact sections 5 and 6 of an act in force February 20, 1884, creating the county board of school commissioners, &c. Referred to committee on schools and colleges.

By Mr. STUART: A bill to authorize the trustees of the female free school of Alexandria, and the trustees of the orphan asylum of Alexandria, to transfer their property, real and personal, to the Alexandria infirmary, and to accept the surrender of the charter of the two first-named corporations. Referred to the committee on propositions and grievances.

By Mr. TILLAR: A bill for the relief of the citizens of Greenville

from cattle thieves. Referred to the committee of propositions and grievances.

By Mr. STRIBLING: A bill to incorporate the trustees of the Minnehaha lodge of Good Templars. Referred to the committee of propositions and grievances.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 149. House bill to substitute a board of railroad commissioners for the present railroad commissioner of the State and defining the duties and powers of such board, and repealing the act of March 31, 1877, in reference to the said commissioner, was, on motion of Mr. HAY, made a special and continuing order for to-day at 12 o'clock, M.

No. 125. House bill to incorporate the Surry, Sussex and Southampton railway—unfinished business, came up.

Mr. MUNFORD withdrew his motion to reconsider the vote by which the House refused to recommit the bill.

Mr. TILLAR moved to amend the bill by inserting the following:

That the contract dated — between David Steel and the Surry railroad of the one part, and the Atlantic and Danville railroad company of the other part, be cancelled and annulled, and of no binding effect after the passage of this act; and that they refund to the Atlantic and Danville railway company the \$5,000 unpaid up stock, and the \$4,700 invested for them in the ten cars and cash now used by them; which motion was rejected.

Mr. TILLAR moved to amend the bill by striking out, in lines 4 and 5 of section 2, the words "an available point on the James river," and insert, in lieu thereof, "Spring Grove"; which motion was rejected.

The bill was ordered to be engrossed to be read a third time.

No. 133. House bill to incorporate the Madison Courthouse and Orange railroad company, was, on motion of Mr. HAY, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 308. Senate bill entitled an act to authorize the treasurer to adjust the claim of the commonwealth against the sureties of the Planters and Mechanics bank of Petersburg, was, on motion of Mr. ECHOLS, taken up out of its order on the calendar.

The bill was read a third time and passed—yeas 64.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Acker, Bandy, Black, Bohannon, Bolen, Borum, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Figgat, Abram Fulkerson, L. D. Fulkerson, Gills, Goad, Grimsley, Hay, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Mallory, Mathews, Munford, Noblin, Oglesby, Patton, Payne, Peters, Porter, Reid, Row, Ryan, Saunders, Sebrell, Shields, Smith, Southworth, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—64.

Mr. ECHOLS moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 98. House bill to provide for the appointment of a commission to locate and establish the dividing line between this State and the State of North Carolina, was, on motion of Mr. CARDWELL, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 144. House bill to amend sections 4 and 7 of an act approved March 19, 1884, entitled an act to provide for the sale of lands delinquent for taxes and county levies, and to repeal section 16 of said act, was, on motion of Mr. GRIMSLEY, taken up out of its order on the calendar.

The 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 10th, 11th, 12th, 13th, and 14th amendments of the Senate were agreed to.

Motions severally made to reconsider the votes by which the above amendments of the Senate were agreed to, were rejected.

The 9th amendment of the Senate was disagreed to.

Mr. MUNFORD moved to reconsider the vote by which the 9th amendment of the Senate was disagreed to; which motion was rejected.

Ordered, That Mr. GRIMSLEY carry the bill to the Senate.

A message was received from the Senate by Mr. HURT, who informed the House that the Senate had receded from its 9th amendment.

The hour of 12 o'clock M. having arrived, special order,

No. 149. House bill substituting a board of railroad commissioners for the present railroad commissioner of the State, and defining the duties and powers of such board, and repealing the act of March 31, 1877, in reference to the said commissioner, came up.

Mr. MUNFORD moved to amend the bill, by inserting, as an independent section, the following:

§ 18. But if any such adjudication shall decide that the rates charged by any such corporation for the transportation of any freight or passengers between two points upon its line in the State are unjustly discriminating, as compared with its rates for a like class of freights or passengers between other points in the State, then the said board shall further ascertain and fix what would be just and reasonable rates to be charged for the transportation of such freight and passengers between the points as to which the discrimination is decided to exist; and, if after the lapse of ten days from the date of such adjudication and notice to the railroad guilty of such discriminating of the rate fixed by the board, such corporation shall charge a greater rate between such points than that so fixed and ascertained for such passengers and freights, then it shall be guilty of a misdemeanor, and fined not less than one hundred dollars, nor more than five hundred dollars for each charge in excess of the rate so fixed; and such offence shall be cognizable, and present-

ment or indictment therefor found either in the county or corporation from which, or to which such passengers or freight may have been transported. And upon the trial of any indictment or presentment found upon such adjudication, the question of such unjust discrimination shall be tried, and determined *de novo*. And the president of said board shall, on application of any justice, commonwealth's attorney, or court of the commonwealth, furnish a certificate of any rates so fixed and ascertained by the board; and his certificate of the same signed by him shall be evidence of the facts therein stated without proof of his handwriting.

Mr. STUART offered, as a substitute for the amendment offered by Mr. MUNFORD, the following:

§ 13. But if any such adjudication shall decide that the rates charged by any such corporation for the transportation of any freight or passengers between two points upon its line, in the State, and unjustly discriminating, as compared with its rates for a like class of freights or passengers between other points in the State, unless such discrimination be at a competing point, then the said board shall further ascertain and fix what would be just and reasonable rates to be charged for the transportation of such freight or passengers between the points as to which the discrimination is decided to exist; and if after the lapse of ten days from the date of such adjudication, such corporation shall charge a greater rate between such points than that so fixed and ascertained for such passengers and freights, then it shall be guilty of a misdemeanor, and fined not less than one hundred dollars nor more than five hundred dollars for each charge in excess of the rate so fixed; and such offence shall be cognizable, and presentment or indictment therefor found, either in the county or corporation from which or to which such passengers or freight may have been transported. And the president of said board shall, on application of any justice, commonwealth's attorney, or court of the commonwealth, furnish a certificate of any rates so fixed and ascertained by the board; and his certificate of the same, signed by him, shall be evidence of the facts therein stated, without proof of his handwriting. But if any rebate, or special rate or charge, or drawback be given or allowed to any corporation, firm, or individual, which is not publicly given to all the people of the county or city wherein such rebate, or special rate or charge, or drawback is given or allowed, the corporation so offending shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars for each offence; and it shall be the duty of the attorney-general, when so notified by the commissioners, to institute all necessary proceedings to carry into effect the provisions of this act. Any such rebate, or special rate or charge, or drawback granted to any individual, firm, or corporation, shall, for one year thereafter, be the special rate, charge, or drawback to be granted to all other individuals, firms, or corporations in such community offering for transportation one car-load or more of freight.

EVENING SESSION.

Mr. SMITH moved that the House do now adjourn; which motion was rejected—yeas 1; nays 60.

On motion of Mr. TERRY, the vote was recorded as follows :

YEAS—Mr. Curlett—1.

NAYS—Messrs. Speaker, Acker, Bandy, Black, Bohannon, Bolen, Bolling, Borum, Buchanan, Carter, Chalmers, Childress, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Figgat, Franklin, Abram Fulkerson, L. D. Fulkerson, Gills, Grimsley, Hay, Huffman, Johnson, Jones, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Mallory, Mathews, Moss, Miller, Munford, Noblin, Porter, Powell, Reid, Roberts, Row, Ruggles, Ryan, Saunders, Sebrell, Smith, Southworth, Stribling, Taliaferro, Terry, Thorne, Turner, Webb, and Wilkins—60.

The following House bills were read the second time and ordered to be engrossed to be read the third time :

No. 147. House bill to render valid the action of the board of supervisors of Tazewell county in their conveyance of thirty feet of land to A. White and Joseph Stras.

No. 196. House bill to authorize the board of supervisors of Campbell county to contract for keeping the roads and bridges of said county in repair and to assess taxes therefor.

No. 117. House bill authorizing the board of supervisors of Essex county to declare operative as to said county the act to provide for the working and repairing public roads and bridges, approved March 8, 1884.

No. 217. House bill to incorporate the Merchants and Mechanics bank, located in the city of Manchester.

No. 153. House bill extending the time for completing the organization and commencing operation of the Pulaski iron company.

No. 197. House bill to amend and re-enact sections 6, 8 and 13 of chapter 196, Acts 1883-'84, entitled an act to provide for working the roads, repairing bridges and opening new roads in the counties of Frederick, Clarke, Warren and Augusta, approved February 26, 1884.

No. 168. House bill to incorporate the Glade mountain manganese company was read the second time.

On motion of Mr. OGLESBY, the bill was amended by inserting the names of "James Moore, Jacob Naylor, and Joseph J. Keefe."

The bill as amended was ordered to be engrossed to be read the third time.

The motion entered by Mr. CORNETT to reconsider the vote by which No. 193. House bill to provide for working and keeping in repair the public roads in the county of Grayson, was ordered to be engrossed, was agreed to.

The question recurring on ordering the bill to be engrossed to be read the third time,

Mr. CORNETT offered an amendment in the nature of a substitute, which was agreed to.

The bill as amended by the substitute, was ordered to be engrossed to be read the third time.

No. 93. Senate bill entitled an act to allow the treasurer of Alleghany county to file an amended list of delinquent land and property taxes for the year 1883.

The amendment proposed by the committee on finance as follows: Insert as a preamble to the bill the words:

"Whereas, by reason of the illness and death of the commissioner of the revenue for the county of Alleghany, the land and property books for the year 1883 were not completed and delivered to the treasurer of said county until the first day of July, 1884, so that the opportunity to make return of the delinquent list within the time required by law was not given the treasurer of said county; therefore,"—Which was agreed to.

Mr. WEBB moved to amend the bill by striking out the words, "first of March, 1886," and inserting "first of May, 1886;" which motion was agreed to.

The bill was ordered to its third reading.

The following Senate bills were read a third time and passed:

No. 183. Senate bill entitled an act to incorporate the Morotock manufacturing company.

No. 168. Senate bill entitled an act to amend and re-enact the 18th section of chapter 235, of the Acts of 1871-72, entitled an act to provide a new charter for the town of Suffolk.

No. 151. Senate bill entitled an act to authorize the board of supervisors of the county of Fluvanna to establish a free ferry across the Rivanna river.

No. 100. Senate bill entitled an act to provide a charter for Smith's warehouse company, at Blacks and Whites, Nottoway county, Va.

No. 59. Senate bill entitled an act to amend and re-enact section 6 of chapter 366, of the Session Acts of the General Assembly of Virginia of 1869-70, entitled an act to incorporate the town of Berryville and to provide a charter for the same, approved October 29, 1870.

Motions severally made to reconsider the votes by which Senate bills Nos. 183, 168, 151, 100, and 59 were passed, were rejected.

No. 102. Senate bill entitled an act to amend and re-enact section 33, chapter 49, of Code of 1873, in relation to property being exempt from distress or levy.

The amendment offered by Mr. MALLORY to strike out "five barrels of corn" and insert "ten barrels of corn," was agreed to.

The bill was ordered to its third reading.

No. 144. Senate bill entitled an act to incorporate the town of Broadway, in the county of Rockingham, and to repeal chapter 246, of the Acts of 1879-80, approved March 9, 1880, entitled an act to incorporate the town of Broadway, Rockingham county.

Mr. BUCHANAN moved to reconsider the vote by which the bill was ordered to its third reading; which was agreed to.

Mr. BUCHANAN moved to amend the bill by striking out in tenth line of 8th section, the words, "or within one mile thereof;" which was agreed to.

The bill was ordered to its third reading.

The following House engrossed bills were read a third time and passed:

No. 7. House engrossed bill to work and keep in repair the roads in the county of Lancaster.

No. 178. House engrossed bill to authorize the county of Madison to subscribe to the stock of the Madison Court-house and Orange railroad company, on certain conditions.

No. 174. House engrossed bill to incorporate Stonewall camp association ex-Confederates of Portsmouth.

On motion of Mr. HAY, the House proceeded to the consideration of House engrossed bills.

The following House engrossed bills were read a third time and passed:

No. 113. House engrossed bill for the relief of James W. Binford, treasurer of the city of Portsmouth.

No. 127. House engrossed bill to amend and re-enact section 3 of an act for the protection of game, approved March 29, 1879, as amended by an act approved March 3, 1879, and to amend and re-enact the 8th section of an act for the protection of game, approved March 29, 1877.

No. 165. House engrossed bill to incorporate the Barratt humane society of Fluvanna.

No. 131. House engrossed bill authorizing the governor to loan to the Staunton male academy, at Staunton, Va., and to the Fishburne military school, at Waynesboro', arms.

No. 159. House engrossed bill to repeal an act, approved March 7, 1884, entitled an act to make additional provisions for paying the debt of Patrick county on account of certain bonds issued to the Danville and New River railroad company.

No. 220. House engrossed bill for the relief of Wm. H. Talley.

No. 225. House engrossed bill to provide for the working and keeping in order the public roads of Albemarle county.

No. 218. House engrossed bill to change the name of the Franklin agricultural and mechanical society to the Tide-water agricultural and mechanical society.

No. 79. House engrossed bill to allow the board of school trustees of Aquia district, Stafford county, to use a portion of the county fund to pay expenses for the year 1885.

No. 172. House engrossed bills for the better protection of game in Henry county.

No. 176. House engrossed bill to amend and re-enact section 3 of an act approved March 14, 1878, entitled an act to authorize the

construction of a turnpike road in Princess Anne and Norfolk counties.

No. 118. House engrossed bill requiring the county judge of Brunswick county to submit the question of continuing or repealing the fence law to the voters of Sturgeon magisterial district, in said county, upon certain conditions.

No. 126. House engrossed bill to allow Thomas C. Kellam to erect a wharf for shipping produce on a tributary of Wachapreague inlet, in Accomac county.

No. 154. House engrossed bill extending the time to P. B. Crowder, treasurer of Amelia county, for the collection of taxes and levies in his hands.

No. 75. House engrossed bill to incorporate the Farmers' union, of Cumberland, Buchanan, and Prince Edward counties.

No. 135. House engrossed bill prescribing a penalty against defaulting treasurers and other collecting officers.

No. 115. House engrossed bill to provide for the working of the public roads in the counties of Northumberland and Westmoreland.

No. 162. House engrossed bill to amend and re-enact the 13th section of an act entitled an act to incorporate Cumberland college, in Lee county, approved March 3, 1880.

No. 223. House engrossed bill to authorize the voters of Pittsylvania county to vote for or against the repeal of the present fence law by magisterial districts.

No. 142. House engrossed bill to authorize the district school trustees of Dublin district, county of Pulaski, to sell and convey certain property.

No. 233. House engrossed bill to incorporate the Aged men and women's home society of Alexandria, Va.

No. 167. House engrossed bill to incorporate the Smithville and Drake's Branch telephone company.

No. 143. House engrossed bill to authorize the trustees of Fall's church district, Fairfax county, Va., to sell or exchange school lot at Bailey's cross-roads.

No. 170. House engrossed bill to incorporate the trustees of the Order of sons and daughters of union star.

No. 129. House engrossed bill to provide for the working of the public roads of Accomac and Northampton counties by contract, &c.

No. 234. House engrossed bill to allow Wm. P. Birch and Isaac J. Melvin each to erect a wharf along the shores on Chincoteague island.

No. 116. House engrossed bill to authorize the board of supervisors of Mathews county to levy a tax for the establishment and equipment of a ferry from Gwynn's island to the main land of said county and to provide regulation for the same.

No. 139. House engrossed bill to amend and re-enact section 1 of chapter 514, Acts 1883-'84, entitled an act approved March 9, 1880, respecting wild game, approved March 18, 1884.

Motions severally made to reconsider the votes by which House engrossed bills Nos. 7, 178, 174, 113, 127, 165, 181, 159, 220, 225, 218, 79, 172, 176, 118, 126, 154, 75, 135, 115, 162, 223, 142, 233, 167, 143, 170, 129, 234, 116 and 139, were passed, were rejected.

On motion of Mr. HAY, the House adjourned until to-morrow at 11 o'clock, A. M.

FRIDAY, FEBRUARY 5, 1886.

On motion of Mr. TERRY, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, February 3, 1886.

The Senate have passed Senate bill entitled an act to amend section 3 of chapter 107, of the Code of 1873, relating to who are disabled to be surveyors, No. 172; in which bill they respectfully request the concurrence of the House of Delegates.

Senate joint resolution declaring that the office of city and county superintendents of schools, in all cases, shall be deemed vacant on the first day of July, 1886, &c., was reported from the committee for courts of justice.

No. 172. Senate bill, was read twice, and referred to the committee for courts of justice.

No. 266. Senate bill entitled an act providing for the appointment of a superintendent of public schools for the city of Roanoke, was reported to the committee on schools and colleges.

No. 288. Senate bill entitled an act to amend and re-enact sections 1, 3, 4, and 5, of an act approved March 7, 1884, entitled an act for the protection of sheep in the county of Page, was reported from the committee on counties, cities and towns.

No. 239. House bill to provide for a new registration of voters for the city of Fredericksburg, reported from the committee on privileges and elections, was read a first time.

No. 240. House bill to amend the charter of the city of Petersburg, reported from the committee on counties, cities and towns, was read a first time.

The following House bills, reported from the committee on schools and colleges, were read a first time:

No. 241. House bill to amend an act, approved November 27, 1884, entitled an act to amend and re-enact sections 5 and 6, of an act in force February 20, 1884, creating the county board of school commissioners.

No. 242. House bill to establish a normal school at William and

Mary college in connection with its collegiate course, with the recommendation that it do not pass.

No. 243. House bill to authorize the school trustees of Newbern district, Pulaski county, to sell and convey certain property.

Mr. DOWNING, under a suspension of the rule, presented,

No. 244. House bill to fix the times for holding the terms of the circuit court of Shenandoah county; which was read a first time.

Mr. PETERS, under a suspension of the rule, presented,

No. 245. House bill to declare Smith's river, in the county of Henry, between certain points, a lawful fence; which was read a first time.

No. 246. House bill to authorize the trustees of the female free school of Alexandria, and of the orphan asylum of Alexandria, to transfer their property, real and personal, to the Alexandria infirmary, and to accept the surrender of the charter of the two first-named corporations, reported from the committee on propositions and grievances, was read a first time.

No. 247. House bill to authorize the board of supervisors of Fluvanna county, to contract for keeping the roads and bridges of said county in repair, and assess taxes therefor, reported from the committee on counties, cities, and towns, was read a first time.

Mr. ACKER offered the following preamble and resolution:

Whereas, the General Assembly of Virginia did, at the session of 1881-'82, pass certain acts for the final settlement of the public debt of the State; and whereas the acts so passed were believed to be valid and constitutional, and had been so decided, so far as passed upon by the supreme court of the United States at the time of the election of the members of the General Assembly of the session of 1883-'84; and whereas the General Assembly at the said session of 1883-'84, did amend certain of the acts passed by its predecessors at the session of 1881-'82, and passed certain other original acts touching the settlement of the public debt, which amendatory and original acts passed at the session 1883-'84 have been declared by the courts of highest authority to be null and void, as being in violation of certain provisions of the Constitution of the United States, thus defeating the debt settlement secured by the acts passed by the General Assembly of the session 1881-'82, and leaving the State treasury again exposed to the tax receivable coupons, to the embarrassment of the charitable and literary institutions of the State, to the imminent danger and probable destruction of the free school system and to the serious detriment of the general interests of the commonwealth; therefore,

Resolved, That the special committee on the State debt be and it is hereby directed to prepare and report to the House such bill or bills as may be necessary to repeal all acts touching the public debt passed by the legislature of 1883-'84, at its regular or extra sessions; and also to prepare and report such bill or bills as may be necessary to re-enact the acts passed by the legislature of 1881-'82, on the subject of the public debt.

The preamble and resolution were referred to the committee for courts of justice—yeas 51; nays 12.

On motion of Mr. FRANKLIN, the vote was recorded as follows:

YEAS—Messrs. Speaker, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Loving, Miller, Oglesby, Patton, Payne, Reid, Roberts, Ryan, Saunders, Sebrell, Smith, Stribling, Taliaferro, Terry, Van Doran, Waddill, and Wescott—51.

NAYS—Messrs. Acker, Bandy, Borum, Curlett, Faulcon, Franklin, Gills, Southworth, Thorne, Turner, Webb, and Wise—12.

Mr. WADDILL moved to reconsider the vote by which the preamble and resolution were referred; which motion was rejected.

The following were presented and referred under rule 37:

By Mr. MILLER: A bill to amend and re-enact section 59, chapter 57, Code of 1873, in relation to the granting of charters by circuit courts. Referred to committee for courts of justice.

By Mr. SEBRELL: A bill to vest the State's interest in Vick's church, in Southampton county, in trustees for the use and benefit of the Methodist Episcopal church, south. Referred to committee for courts of justice.

By Mr. LOCKETT: A bill to amend and re-enact section 72, chapter 78, Code of 1873, in regard to treasurer's accounts; how rendered and examined. Referred to committee on schools and colleges.

By Mr. PETERS: A bill to incorporate the Henry and Roanoke railway company. Referred to committee on roads and internal navigation.

By Mr. RUGGLES: A bill to protect wild fowl on the waters of the counties of King George and Stafford. Referred to committee on propositions and grievances.

By Mr. DUPUY: A bill to amend and re-enact section 7, chapter 177, Acts of Assembly, 1883-84, entitled an act to amend and re-enact the charter of the Farmville and Staunton river railroad company. Referred to committee on roads and internal navigation.

By Mr. SAUNDERS: A bill for the relief of James Wray. Referred to committee on finance.

By Mr. CHILDRESS: A bill to provide for additional compensation to judge of Buchanan and Dickenson counties. Referred to committee for courts of justice.

By Mr. MUNFORD: A bill to provide for the appointment of official stenographers and defining their duties and compensation. Referred to committee for courts of justice.

By Mr. GILLS: A bill for repeal of game laws as they apply to the counties of Nottoway and Amelia. Referred to committee on propositions and grievances.

By Mr. VAN DORAN: A bill to provide for the payment of mer-

chants' licenses by individual or railroad or other incorporated companies engaged in selling other than their own products. Referred to the committee on finance.

By Mr. MUNFORD: A bill to amend the act approved March 18, 1884, respecting wild game, so far as the same relates to the county of Pittsylvania. Referred to committee on propositions and grievances.

By Mr. BURKS: A bill for the relief of Misses Elvira P. and Nanny C. Claiborne. Referred to committee on finance.

By Mr. ECHOLS: Petition of R. J. Fletcher of Staunton, Va., asking relief as a maimed soldier. Referred to committee on finance.

By Mr. DUPUY: A bill to amend and re-enact section 12, chapter 115, Code of 1873, in relation to recording agreements for advances on crops. Referred to committee for courts of justice.

The committee on enrolled bills report that the following have been approved by the governor:

An act to establish a ferry across the James river at Claremont, Surry county, Va.

An act to incorporate the Madison Courthouse and Gordonsville telephone company.

An act for repeal of game laws as they apply to the county of Brunswick.

An act to incorporate the Danbury and Parkersburg railroad company.

An act to amend and re-enact section 6, chapter 84, Code of 1873, in relation to public health.

An act to authorize the board of supervisors of the county of Bedford to levy a poor rate on each magisterial district in said county and to provide for the support of the poor in the district.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 93. House engrossed bill to provide for the appointment of a commission to locate and establish the dividing line between this State and the State of North Carolina, was on motion of Mr. CARDWELL, taken up out of its order on the calendar.

The bill was read a third time and passed.

Mr. CARDWELL moved to reconsider the vote by which the bill was passed; which motion was rejected.

Ordered, That Mr. CARDWELL carry the bill to the Senate and request their concurrence.

No. 235. House bill to incorporate the Wytheville and Iron Mountain railroad company, was, on motion of Mr. OGLESBY, taken up out of its order on the calendar.

The bill was read a second time, and ordered to be engrossed to be read a third time.

No. 103. House bill to repeal an act entitled an act providing for

a new board of visitors for the University of Virginia, approved April 14, 1882, and to amend and re-enact sections 2, 4, and 5 of chapter 80 of the Code of 1873, was, on motion of Mr. DABNEY, taken up out of its order on the calendar.

On motion of Mr. RYAN, the bill was postponed and made a special and continuing order for Monday next at 1 o'clock, P. M.

No. 184. Senate bill entitled an act to provide for the completion of the Southwestern lunatic asylum, and appropriating money therefor, was, on motion of Mr. BLACK, taken up out of its order on the calendar.

Mr. RYAN moved to commit the bill to the committee on finance; which motion was rejected—yeas 32; nays 45.

On motion of Mr. PORTER, the vote was recorded as follows:

YEAS—Messrs. Speaker, Burks, Carter, Chalmers, Crismond, Dabney, Downing, Figgat, Goad, Hay, Holladay, Johnson, Wm. I. Jordan, Lawson, Lightner, Lockett, Miller, Munford, Noblin, Patton, Porter, Powell, Reid, Ryan, Sebrell, Shields, Smith, Stribling, Terry, Van Doran, Wescott, and Wilkins—32.

NAYS—Messrs. Acker, Bandy, Black, Bohannon, Bolen, Bolling, Borum, Brown, Childress, Cornett, Curlett, Darst, Dickenson, Dunlop, Dupuy, Echols, Faulcon, Franklin, Abram Fulkerson, L. D. Fulkerson, Gills, Grimsley, Hoge, Hurt, Jones, C. F. Jordan, Leftwitch, Loving, Mallory, Martin, Moss, Oglesby, Payne, Peters, Roberts, Row, Southworth, Starke, Taliaferro, Thorne, Tillar, Turner, Waddill, Webb, and Wise—45.

Mr. ECHOLS moved to reconsider the vote by which the House refused to commit the bill; which motion was agreed to.

The question recurring on the motion of Mr. RYAN to commit the bill to the committee on finance, was put and decided in the affirmative.

The SPEAKER laid before the House a communication from the auditor of public accounts in response to a resolution of the House in relation to what amount of the State's money has been paid to lawyers other than the attorney-general and commonwealth's attorneys for services rendered the State, &c.; which was passed by and ordered to be printed.

The hour of 12 o'clock M., having arrived, special order,

No. 149. House bill to substitute a board of railroad commissioners for the present railroad commissioner of the State, and defining the duties and powers of such board, and repealing the act of March 31, 1877, in reference to the said commissioner, came up.

Pending the consideration of the bill,

The hour of 2 o'clock P. M. having arrived, the chair was vacated until 4 o'clock, P. M.

EVENING SESSION.

The chair was resumed at 4 o'clock, P. M.

The following Senate bills were read the third time and passed :

No. 88. Senate bill entitled an act to incorporate the Roanoke and Southern railway company.

No. 144. Senate bill entitled an act to incorporate the town of Broadway, in the county of Rockingham, and to repeal chapter 246 of the Acts of 1879-'80, approved March 9, 1880, entitled an act to incorporate the town of Broadway, in Rockingham county.

No. 98. Senate bill entitled an act to allow the treasurer of Alleghany county to file an amended list of delinquent land and property taxes for the year 1883.

No. 288. Senate bill entitled an act to amend and re-enact sections 1, 3, 4, and 5 of an act approved March 7, 1884, entitled an act for the protection of sheep in the county of Page.

No. 102. Senate bill entitled an act to amend and re-enact section 33, chapter 49, of Code of 1873, in relation to property being exempt from distress or levy.

No. 163. Senate bill entitled an act to remove the political disabilities of W. O. Hardaway and others—two-thirds voting in the affirmative.

No. 116. Senate bill entitled an act to amend and re-enact section 5 of an act to provide for the working and keeping in repair the public roads in the counties of Alleghany, Bath, and Highland.

No. 92. Senate bill entitled an act to amend and re-enact section 7 of chapter 423 of the Acts of 1883-'84, in force March 14, 1884, in relation to the office of commissioner of agriculture.

No. 86. Senate bill entitled an act to incorporate the Preachers' Home association of the Virginia annual conference, Methodist Episcopal Church, South.

No. 140. Senate bill entitled an act to incorporate the Richmond, Petersburg, and Manchester railway company.

No. 72. Senate bill entitled an act to incorporate the Sisters of charity of St. Joseph's academy and orphans' asylum of Richmond.

No. 132. Senate bill entitled an act to amend an act entitled an act to incorporate the Little sisters of the poor in Richmond.

No. 114. Senate bill entitled an act to punish the forgery of coupons and other securities.

No. 17. Senate bill entitled an act authorizing payment of the amount due the city of Richmond for gas used in the public buildings of the State—yeas 55 ; nays 1.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Black, Bolen, Carter, Chalmers, Cornett, Crismond, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Figgat, Abram Fulkerson, L. D. Fulkerson, Gills, Goad, Hay, Holladay, Johnson, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Mallory, McCandlish, Mayo, Moss, Miller, Munford, Noblin, Porter, Powell, Reid, Roberts, Row, Ryan, Saunders, Sebrell,

Smith, Southworth, Starke, Stribling, Taliaferro, Terry, Thorne, Van Doran, Waddill, Webb, Wescott, and Wilkins—55.

YAYS—Mr. Oglesby—1.

No. 74. Senate bill entitled an act to release the interest of the State of Virginia in and to a certain lot No. 738 in the plan of the city of Richmond and appointing trustees for that purpose—yeas 55.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Black, Bolen, Bolling, Borum, Buchanan, Burks, Carter, Chalmers, Cornett, Crismond, Dabney, Dickenson, Dunlop, Eastwood, Echols, Faulcon, Figgat, Abram Fulkerson, L. D. Fulkerson, Gills, Hay, Holladay, Johnson, Wm. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Mallory, Mayo, Moss, Miller, Munford, Noblin, Oglesby, Payne, Peters, Porter, Powell, Reid, Roberts, Row, Ryan, Saunders, Sebrell, Smith, Starke, Stribling, Taliaferro, Terry, Van Doran, Waddill, Wescott, and Wilkins—55.

No. 159. Senate bill entitled an act to amend and re-enact section 20, chapter 51, Code of 1873, relating to beggars and vagrants.

No. 238. Senate bill entitled an act fixing the time for holding courts in the 13th judicial circuit.

No. 101. Senate bill entitled an act to amend and re-enact an act to incorporate the Washington, Cincinnati and St. Louis railroad company, approved March 15, 1872, as the same was amended by an act approved March 13, 1877.

No. 76. Senate bill entitled an act to authorize Geo. N. Parker to erect a wharf on Chuckatuck creek, in Nansemon county.

No. 266. Senate bill entitled an act providing for the appointment of a superintendent of public schools for the city of Roanoke.

Motions severally made to reconsider the votes by which Senate bills Nos. 88, 144, 93, 288, 102, 163, 116, 92, 86, 140, 72, 132, 114, 17, 74, 159, 238, 101, 76, and 266 were passed, were rejected.

No. 175. House bill for the relief of Samuel W. Lyons, treasurer of Norfolk county, was read a second time and ordered to be engrossed to be read a third time.

No. 74. House bill to incorporate the Grand Lodge of the grand united order of Knights of King Solomon, was read a second time and ordered to be engrossed to be read a third time.

No. 90. House bill to increase the usefulness of the department of agriculture, mining, and manufacturing, was, on motion of Mr. Powell, taken up out of its order on the calendar.

On motion of Mr. HAY, the bill was made a special and continuing order for Tuesday next at 12 o'clock, M.

No. 141. House bill to provide for the erection of additional buildings, &c., for the State female normal school and to make an appropriation therefor, was, on motion of Mr. FIGGAT, committed to the committee on finance.

No. 194. House bill to incorporate the Virginia mechanics institute and for other purposes, was, on motion of Mr. STARKE, taken up out of its order on the calendar.

On motion of Mr. STARKE, the bill was committed to the committee on finance.

No. 123. House bill for the establishment of a State female normal school, was, on motion of Mr. LOVING, taken up out of its order on the calendar.

On motion of Mr. LOVING, the bill was committed to the committee on finance.

No. 163. House bill to provide for the establishment of a reformatory for youthful criminals in Virginia, was, on motion of Mr. HAY, taken up out of its order on the calendar.

On motion of Mr. HAY, the bill was committed to the committee on finance.

No. 184. House bill to provide compensation to John M. Forbes and M. Boswell Sewell for certain professional services rendered by them, respectively, in behalf of the commonwealth, was, on motion of Mr. PAYNE, taken up out of its order on the calendar.

On motion of Mr. PAYNE, the bill was committed to the committee on finance.

No. 168. House engrossed bill to incorporate the Glade mountain manganese company, was read a third time and passed.

No. 125. House engrossed bill to incorporate the Surry, Sussex, and Southampton railway, was read a third time and passed.

Motions severally made to reconsider the vote by which Nos. 186 and 125. House engrossed bills, were passed, were rejected.

No. 15. Senate bill entitled an act to amend section 1, chapter 241, of Acts of Assembly of 1876-'77, in relation to the basis of municipal taxation, was, on motion of Mr. GOAD, dismissed.

Mr. GOAD moved to reconsider the vote by which the bill was dismissed; which motion was rejected.

No. 1. Senate joint resolution to appoint joint committee to examine state securities, &c., deposited in basement offices of the capitol, was read a third time and agreed to—yeas 51.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Black, Bolen, Bolling, Borum, Buchanan, Chalmers, Cornett, Crismond, Dabney, Darst, Dickenson, Dunlop, Dupuy, Eastwood, Echols, Falcon, Figgat, Abram Fulkerson, L. D. Fulkerson, Gills, Goad, Hay, Holladay, Johnson, W. H. Jordan, W. I. Jordan, Lawson, Leftwitch, Lightner, Miller, Munford, Noblin, Oglesby, Peters, Porter, Powell, Roberts, Row, Ryan, Saunders, Sebrell, Starke, Stribling, Taliaferro, Terry, Thorne, Van Doran, Webb, Wescott, and Wilkins—51.

Mr. MUNFORD moved to reconsider the vote by which the Senate joint resolution No. 1 was agreed to; which motion was rejected.

No. 27. Senate bill entitled an act to amend and re-enact an act approved March 10, 1884, entitled an act to amend an act approved January 18, 1884, entitled an act to incorporate the Lynchburg, Halifax, and North Carolina railroad company, came up.

The first amendment proposed by the committee on roads and internal navigation, as follows: strike out as corporators "E. B.

Jeffreys, W. H. Sheppard, C. S. Carrington, Chas. Bruce," and insert in lieu thereof, "Wm. H. Winfield, Thos. T. Fauntleroy, W. D. Adams, and T. N. Davis," was agreed to.

The second amendment proposed by the committee on roads, &c., as follows: After the word "hereby," in 3d line of 1st section, insert the word "revived," was agreed to.

On motion of Mr. LAWSON, the bill was amended by striking out the names "James F. Williams and W. O. Hurt," and inserting "James T. Williams and Wm. Hurt."

The bill as amended was ordered to its third reading.

No. 81. Senate bill entitled an act to amend and re-enact sections 1 and 3, chapter 94, of Acts of 1881-'82, of an act entitled an act to incorporate the Richmond coal mining and manufacturing company, came up.

The amendment proposed by the committee on propositions and grievances, as follows: add at end of 3d section the following: "And all taxes and dues to the State from the Richmond coal mining and manufacturing company shall be paid in currency and not in coupons," was agreed to.

The bill was ordered to its third reading.

On motion of Mr. WILKINS, the House adjourned until to-morrow at 11 o'clock, A. M.

SATURDAY, FEBRUARY 6, 1886.

Mr. FULKERSON of *Washington*, chairman of the committee on privileges and elections, in the chair.

On motion of Mr. LOVING, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, February 5, 1886.

The Senate have passed Senate bills entitled an act to amend and re-enact an act approved March 17, 1884, entitled an act to incorporate the Iron Mountain company, No. 83; an act to prescribe the penalty of the bond of the treasurer of Lynchburg to secure the State revenue and to require weekly settlements of such treasurer, No. 84; an act to amend the charter of the town of Jeffersonville, in the county of Tazewell, No. 169; an act to incorporate the Virginia mineral belt railroad company, No. 209; an act to provide compensation to A. H. Garland and Martin F. Morris, the representative of Richard T. Merrick, deceased, for services rendered by Garland and Merrick as counsel in behalf of the State of Virginia in the cases of Poindexter vs. Greenhow, &c., No. 200; in which bills they respectfully request the concurrence of the House of Delegates.

Nos. 84 and 200. Senate bills, were read twice and referred to the committee on finance.

No. 209. Senate bill, was read twice and referred to the committee on roads and internal navigation.

No. 169. Senate bill, was read twice and referred to the committee on counties, cities and towns.

No. 83. Senate bill, was read twice and referred to the committee on propositions and grievances.

The following House bills, reported from the committee on roads and internal navigation, were read a first time:

No. 248. House bill to amend and re-enact section 7 of chapter 177, of Acts of Assembly 1883-84, entitled an act to amend and re-enact the charter of the Farmville and Staunton river railroad company.

No. 249. House bill to incorporate the Henry and Roanoke company.

The following House bills, reported from the committee for courts of justice, were read a first time:

No. 250. House bill to fix, extend, and declare the criminal and police jurisdiction of the corporation court and authorities of the city of Fredericksburg.

No. 251. House bill to amend and re-enact section 26 of chapter 188, of the Code of 1873, as amended by section 27 of chapter 3, of the Acts of 1877-78, in relation to poisoning horses, &c., approved March 14, 1878.

No. 252. House bill for the relief of Isaac N. Bussells.

No. 253. House bill to repeal section 19 of chapter 60, Acts of 1878-79, in relation to fines.

No. 254. House bill to ascertain the amount of fines and costs collected by certain county officers, and which may not have been accounted.

No. 255. House bill to amend and re-enact sections 18, 20, 21, and 22, of the Code of 1873, in relation to the recovery of fines.

No. 256. House bill to regulate the times for holding circuit courts in the fourth judicial circuit.

The following House bills, reported from the committee on finance, were read a first time:

No. 257. House bill for the relief of the sureties of L. L. Deakens, late treasurer of Greenesville county, with a recommendation that it do not pass.

No. 258. House bill for the relief of James Wray.

No. 259. House bill for the relief of W. T. Edwards, inspector of oysters for the city of Portsmouth.

No. 25. House bill in relation to the removal of causes and to repeal chapter 170, of the Code of 1873, and all acts amendatory thereof, heretofore recommitted to the committee for courts of justice, was reported back.

No. 239. Senate bill entitled an act to amend and re-enact section 4 of an act entitled an act extending the charter of the Franklin so-

ciety and library company of Lexington, was reported from the committee on propositions and grievances.

Senate concurrent resolution in relation to the election of circuit judges, was reported from the committee for courts of justice, with amendments.

The amendments proposed by the committee for courts of justice as follows:

Add at the end of the resolution, "and a judge of hustings court or the city of Manchester."

2d. Strike out "February 10, 1886," and insert "February 17, 1886"—

Were agreed to.

No. 91. House joint resolution to repair the executive mansion and appropriating money therefor, was reported from the committee on public property.

The Senate concurrent resolution as amended, was agreed to.

On motion of Mr. CARDWELL,

Resolved, That the rule heretofore adopted under which the House meets at 11 A. M., the chair vacated at 2 P. M., and resumed at 4 P. M., be and the same is hereby rescinded.

Leave of absence was granted to Messrs. TURNER, one day; and ACKER, five days.

The following were presented and referred under rule 37:

By Mr. EASTWOOD: A bill to empower the mayor and town council of the town of West Point to borrow and issue bonds therefor. Referred to committee on counties, cities and towns.

By Mr. BUCHANAN: A bill to amend and re-enact section 4, of an act approved April 22, 1882, to constitute the town of Abingdon, &c., a separate school district. Referred to committee on schools and colleges.

By Mr. VAN DORAN: A bill to provide for ascertaining the value of railroad property in this commonwealth for purposes of assessment. Referred to committee on finance.

By Mr. WADDILL: Joint resolution to provide for the payment of delinquent taxes in money at discount. Referred to committee on finance.

By Mr. LOVING: A bill for making or repairing division fences between coterminous land owners, in the county of Amherst. Referred to committee on counties, cities and towns.

By Mr. MUNFORD: A bill for the relief of John Diamond for payment of a fine. Referred to committee on finance.

The committee on enrolled bills report the following acts approved by the governor:

An act to authorize the treasurer to adjust the claim of the commonwealth against the sureties of the Planters and Mechanics bank of Petersburg.

An act to amend and re-enact an act approved March 24, 1871,

entitled an act to incorporate the town of Luray in the county of Page and acts amendatory thereof, approved respectively April 30, 1871, March 28, 1879, March 1, 1884, and March 4, 1884.

An act appropriating seventy thousand dollars to pay the claims allowed disabled soldiers and marines, under act approved February 25, 1884.

An act directing the secretary of the commonwealth to affix the seal of the State to certain State bonds.

An act to amend and re-enact an act entitled an act for the relief of Peyton R. Ford, late collector of Madison township, Charlotte county, Va.

An act extending the time to O. B. Thomas for the collection of certain taxes and levies.

An act to incorporate the Wythe and Speedwill mining and manufacturing company.

An act to incorporate the Farmville, Hampden Sidney and Worsham telephone company.

An act to authorize the second auditor to complete bond No. 308, issued under act of General Assembly approved the 28th March, 1879.

An act to incorporate the Loudoun county telephone company.

An act to amend an act entitled an act to incorporate the Life insurance company of Virginia, approved March 21, 1871.

Joint resolution for the construction of telephones to the capitol and governor's mansion.

An act to allow the treasurer of Prince William county to collect by levy certain tax bills not returned delinquent.

An act to amend and re-enact section 5 of an act approved January 31, 1884, entitled an act to provide for a new charter for the city of Roanoke.

An act for the relief of Louis Jones, treasurer of Middlesex county, Va.

An act to enable the town of Buchanan to aid in founding and maintaining a high school for boys at or near said town.

An act to amend an act entitled an act to incorporate the Richmond theological seminary of the city of Richmond.

An act to create and provide for a building committee for the Virginia normal and collegiate institute and to prescribe the duties thereof.

An act to authorize the subscription by the counties of Cumberland and Powhatan to the stock of the Farmville and Powhatan railroad company.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 95. Senate bill entitled an act to amend and re-enact the charter of the Suffolk and Carolina railway company, was on motion of Mr. BORUM, taken up out of its order on the calendar.

The bill was read the third time and passed.

Mr. BORUM moved to reconsider the vote by which the bill was passed, which motion was rejected.

No. 91. House joint resolution to repair the executive mansion, and appropriating money therefor, came up.

The amendment of the Senate, as follows: strike out the words "three thousand," in the 5th line, and insert, in lieu thereof, "five thousand," was rejected—yeas 40; nays 21.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Black, Bohannon, Bolling, Brown, Cardwell, Chalmers, Crismond, Darst, Dickenson, Downing, Dunlop, Eastwood, Figgat, Abram Fulkerson, Goad, Holladay, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Leftwitch, Loving, Mallory, McCandlish, Munford, Peters, Powell, Reid, Rice, Row, Ryan, Saunders, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Tillar, Wescott, and Wilkins—40.

NAYS—Messrs. Bandy, Bolen, Borum, Buchanan, Childress, Cornett, Echols, Gills, Hay, Hurt, Jones, Lawson, Lightner, Lockett, Martin, Miller, Roberts, Southworth, Thorne, Waddill, and Webb—21.

Mr. HAY moved to reconsider the vote by which the amendment was rejected.

On motion of Mr. CARDWELL, the motion to reconsider was passed by.

No. 164. House bill to employ convict labor on county roads and other works of internal improvement, was, on motion of Mr. VAN DORAN, taken up out of its order on the calendar.

On motion of Mr. VAN DORAN, the bill was made a special and continuing order for Thursday next, at 12 o'clock, M.

No. 27. Senate bill entitled an act to amend and re-enact an act approved March 10, 1884, entitled an act to amend an act approved January 18, 1884, entitled an act to incorporate the Lynchburg, Halifax and North Carolina railroad company, was read a third time and passed.

Mr. LEFTWICH moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 96. House bill to authorize the construction of a railroad from Goodson to and through the coal mines of Russell, Dickenson, and Buchanan counties, was, on motion of Mr. FULKERSON of *Washington*, taken up out of its order on the calendar.

The bill was read a second time.

Mr. FULKERSON of *Washington*, moved to amend the substitute offered for the bill, by inserting, after the word "same," in line 20 of section 2, the following: "Provided that this company shall not be leased by or consolidated with a parallel or competing line; and provided further that if this company should ever be consolidated with any foreign corporation, in accordance with the provisions of this section, the consolidated company shall always remain a Virginia corporation in regard to the right of suing and being sued"; which was agreed to.

The bill as amended, was ordered to be engrossed to be read the second time.

No. 175. House engrossed bill for the relief of Samuel W. Lyons, treasurer of Norfolk county, was on motion of Mr. MARTIN, taken up out of its order on the calendar.

The bill was read a third time and passed—yeas 54; nays 2.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Bandy, Black, Bohannon, Bolen, Bolling, Borum, Brown, Cardwell, Chalmers, Childress, Cornett, Darst, Dickenson, Dunlop, Eastwood, Echols, Figgat, Franklin, L. D. Fulkerson, Gills, Hay, Holladay, Hurt, Johnson, Jones, W. H. Jordan, Wm. I. Jordan, Lawson, Lockett, Loving, McCandlish, Martin, Moss, Munford, Payne, Peters, Porter, Powell, Reid, Rice, Roberts, Row, Saunders, Southworth, Starke, Stribling, Tavenner, Terry, Thorne, Van Doran, Waddill, Webb, Wescott, and Wilkins—54.

NAYS—Messrs. Goad, and Leftwitch—2.

Mr. MARTIN moved to reconsider the vote by which the bill was passed, which motion was rejected.

No. 189. House bill to compensate B. F. Bland for legal services rendered the commonwealth, was, on motion of Mr. TALIAFERRO, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

The hour of 12 o'clock having arrived, special order,

No. 149. House bill to substitute a board of railroad commissioners for the present railroad commissioner of the State, and defining the duties and powers of such board, and repealing the act of March 31, 1877, in reference to the said commissioner, came up.

The question being on agreeing to the substitute offered by Mr. STUART, for the amendment proposed by Mr. MUNFORD,

On motion of Mr. STARKE, the House adjourned until Monday next at 12 o'clock, M.

MONDAY, FEBRUARY 8, 1886.

Prayer by Rev. Dr. J. B. Newton, of the Episcopal Church.

On motion of Mr. TERRY, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, February 6, 1886.

The Senate have passed, with an amendment, House bill entitled an act to define the true boundary line between Maryland and Virginia, and to designate the headlands on the Potomac River, No. 67; in which amendment they respectfully request the concurrence of the House of Delegates.

No. 67. House bill returned from the Senate with an amendment, was referred to the committee for courts of justice.

The following House bills, reported from the committee for courts of justice, were read a first time :

No. 260. House bill in relation to the immediate commitment of insane persons to the asylums of this commonwealth upon their acquittal in any prosecution on the ground of insanity.

No. 261. House bill to amend and re-enact section 28 of chapter 194 of Code of 1873, in relation to buying and selling votes, with the recommendation that it do not pass.

The following House bills, reported from the committee on counties, cities, and towns, were read a first time :

No. 262. House bill to allow the voters of Black Water voting precinct, in the county of Princess Anne, to vote on the question of continuing or repealing the present fence law.

No. 263. House bill to amend and re-enact the 18th section of chapter 235 of the Acts of 1871-'72, entitled an act to provide a new charter for the town of Suffolk, with the recommendation that it do not pass.

No. 264. House bill to incorporate the town of Mount Vernon, in the county of Fairfax.

No. 265. House bill for making or repairing division fences between coterminous land-owners in the county of Amherst.

No. 266. House bill to empower the mayor and town council of the town of West Point to borrow money and issue bonds therefor.

No. 267. House bill to submit to the qualified voters of Carroll county the question of readopting the old road law of said county.

No. 268. House bill to incorporate the trustees of Minnehaha lodge, Independent order of good templars, reported from the committee on propositions and grievances, was read a first time.

No. 172. Senate bill entitled an act to amend section 3, chapter 107, Code of 1873, relating to who are disabled to be surveyors, was reported from the committee for courts of justice.

No. 134. Senate bill entitled an act to provide for the completion of the Southwestern lunatic asylum and appropriating money therefor, was reported from the committee on finance.

Mr. STUART moved to reconsider the vote by which the resolution in relation to the meeting of the House at 11 A. M., and vacating the chair at 2, and resuming it at 4 P. M., was rescinded ; which motion was agreed to.

Mr. RYAN offered as a substitute the following :

Resolved, That on and after to-morrow the House will meet at 11 A. M.

Mr. WADDILL moved to add "and that one hour each day be devoted to private bills;" which was rejected.

The resolution, by Mr. RYAN was rejected.

The question recurring on agreeing to the motion by Mr. CARDWELL to rescind the resolution fixing the hour of the meeting of the

House at 11 A. M., vacating the chair at 2 P. M., and resuming it at 4 P. M., was put and decided in the negative.

Mr. FULKERSON of *Lee*, offered the following :

Resolved, That no bill that is not strictly a local bill and no bill that requires an appropriation, shall be considered at the evening session, which was rejected.

By request, the SPEAKER appointed Mr. LOVING in place of Mr. BOHANNAN on the committee to visit the University of Virginia.

The following were presented and referred under rule 37 :

By Mr. TAVENNER : A bill to provide the deposit of State funds in certain cases. Referred to committee on finance.

By Mr. BLACK : A bill for the relief of C. N. Sullivan, treasurer of Montgomery county. Referred to committee on finance.

By Mr. NANCE : A bill to prohibit the use of purse nets, pound nets, trap or fixed apparatus in the tidal waters of the James, Chickahominy, York and Pamunky rivers. Referred to committee on Chesapeake and its tributaries.

By Mr. FULKERSON of *Washington* : A bill to authorize the board of supervisors of Washington county to fix the pay of the superintendent of the poor. Referred to committee on counties, cities and towns.

By Mr. MALLORY : A bill to amend and re-enact an act to provide for the working and keeping in order the public roads in the county of Russell, approved February 25, 1884, and to amend and re-enact an act to amend and re-enact sections 4, 8 and 9 of chapter 156, Acts of the General Assembly of 1883-'84, in regard to the working of roads in Russell county, Va., approved August 26, 1884. Referred to committee on counties, cities and towns.

By Mr. PETERS : A bill to regulate the use of pistol cartridges in this State. Referred to committee for courts of justice.

By Mr. FRANKLIN : A bill to submit the question of fence law or no fence law to the voters of Appomattox county. Referred to committee on counties, cities and towns.

By Mr. CHALMERS : A bill to incorporate the Smithfield Evergreen cemetery company, near the town of Smithfield, in the county of Isle of Wight, Va. Referred to committee on propositions and grievances.

By Mr. OGLESBY : A bill to amend section 10 of the charter of the Virginia and Kentucky railroad company. Referred to committee on roads and internal navigation.

By Mr. STUART : A bill to amend and re-enact an act entitled an act regulating the reports of insurance companies, approved February 22, 1878, as amended by the act approved April 2, 1879. Referred to committee on propositions and grievances.

The morning hour having expired, the House proceeded to the business on the calendar.

Special order, No. 149. House bill to substitute a board of railroad

commissioners for the present railroad commissioner of the State, and defining the duties and powers of such board, and repealing the act of March 31, 1877, in reference to the said commissioner, came up.

The question being on agreeing to the substitute proposed by Mr. STUART to the amendment offered by Mr. MUNFORD,

The hour of 2 o'clock having arrived, the chair was vacated until 4 o'clock, P. M.

EVENING SESSION.

The chair was resumed at 4 o'clock, P. M.

The SPEAKER laid before the House a communication from his excellency, the governor, transmitting the resignation of J. M. Crute, judge of the county court of Prince Edward county.

Mr. DUPUY offered the following concurrent resolution:

Resolved, (the Senate concurring,) That the General Assembly will, on Friday, February 12, 1886, at 12:15 o'clock, P. M., proceed to elect a judge for the county court of Prince Edward county, to fill the vacancy occasioned by the resignation of J. M. Crute; which was agreed to.

Mr. DUPUY moved to reconsider the vote by which the concurrent resolution was agreed to; which motion was rejected.

The following House bills, taken up out of their order on the calendar, were read a second time, and ordered to be engrossed to be read a third time:

No. 122. House bill repealing an act, approved March 3, 1879, in relation to division of school districts into sub-districts.

No. 247. House bill to authorize the board of supervisors of Fluvanna county to contract for keeping the roads and bridges of said county in repair and assess taxes therefor.

No. 175. House bill to incorporate the Durham, Blue Wing and Clarksville railroad company.

No. 244. House bill to fix the times for holding the terms of the circuit court of Shenandoah county.

No. 200. House bill to incorporate the Western Branch railway company.

No. 70. House bill to provide for the appointment of special constables to execute process, civil and criminal, in the county of Fauquier.

No. 219. House bill for the relief of E. G. Edmunds, treasurer of Fauquier county.

No. 182. House bill to authorize the authorities of the city of Winchester to establish water-works and to incur a debt for that purpose.

No. 268. House bill to incorporate the trustees of Minnehaha lodge, Independent order of Good Templars.

No. 192. House bill for the relief of William S. Wilkinson.

No. 158. House bill to punish the grantor in a deed of trust on personal property for unlawfully disposing of said property.

No. 195. House bill to amend and re-enact section 1 of an act to pay to the public free schools the money set apart by the constitution and laws for their benefit, and to repeal chapter 177 of the Acts of 1878-'79, approved March 6, 1882, was, on motion of Mr. FULKERSON of *Lee*, taken up out of its order on the calendar.

The bill was read a second time.

On motion of Mr. FULKERSON of *Lee*, the bill was amended by striking out, in lines 4 and 5 of section 1, the words "chapter 248 of Acts of 1877-'78."

The bill as amended was ordered to be engrossed to be read a third time.

The following House engrossed bills were read the third time and passed:

No. 117. House bill authorizing the board of supervisors of Essex to declare operative, as to said county, the act to provide for working and repairing of public roads and bridges, approved March 8, 1884.

No. 193. House engrossed bill to provide for opening and working and repairing the public roads in Grayson county.

No. 147. House engrossed bill to render valid the action of the board of supervisors of Tazewell county in their conveyance of 30 feet of land to A. White and Joseph Stras.

No. 197. House engrossed bill to amend and re-enact sections 6, 8, and 13 of chapter 196, Acts of 1883-'84, entitled an act to provide for working the roads, repairing bridges, and opening new roads in the counties of Frederick, Clarke, Warren, and Augusta, approved February 26, 1884.

No. 133. House engrossed bill to incorporate the Madison Court-house and Orange railroad company.

No. 191. House engrossed bill authorizing the auditor of public accounts to allow S. Russell Smith, treasurer of Culpeper county, credit for the sum of \$64 75, amount of erroneous license tax assessed against him.

No. 96. House engrossed bill to authorize the construction of a railroad from Goodson to and through the coal mines of Russell, Dickenson, and Buchanan.

No. 196. House engrossed bill to authorize the board of supervisors of Campbell county to provide for keeping the roads and bridges of said county in repair and to assess taxes therefor.

No. 74. House engrossed bill incorporating the Supreme Grand lodge grand united order Knights of King Solomon.

No. 153. House engrossed bill extending the time for completing the organization and commencing operation of the Pulaski iron company.

No. 235. House engrossed bill to incorporate the Wytheville and Iron Mountain railroad company.

The following House engrossed bills were read a third time and passed:

No. 217. House engrossed bill to incorporate the Merchants and Mechanics bank, located in the city of Manchester.

On motion of Mr. MILLER, the title was amended so as to read: "To incorporate the Mechanics and Merchants bank, located in the city of Manchester."

No. 148. House engrossed bill for the relief of Joseph Copenhaver—yeas 53.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Bandy, Black, Bolen, Bolling, Brown, Buchanan, Chalmers, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Echols, Fentress, Figgat, Franklin, L. D. Fulkerson, Gills, Hoge, Johnson, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwich, Lightner, Loving, Malory, Martin, Munford, Noblin, Porter, Powell, Reid, Rice, Roberts, Row, Saunders, Sebrell, Shields, Smith, Southworth, Starke, Stribling, Taliaferro, Tavenner, Terry, Thorne, Van Doran, Waddill, Webb, Wescott, and Wilkins—58.

Motions severally made to reconsider the votes by which House engrossed bills Nos. 117, 193, 197, 133, 191, 96, 196, 74, 153, 235, 217, and 148 were passed, were rejected.

No. 246. House bill to authorize the trustees of the female free school of Alexandria, and of the orphan asylum of Alexandria, to transfer their property, real and personal, to the Alexandria infirmary, and to assess the surrender of the charter of the two first-named sections, was, on motion of Mr. ECHOLS, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

The bill being presently engrossed, Mr. ECHOLS moved that the bill be read a third time this day; which motion was agreed to, two-thirds in the House so determining.

The bill was read a third time and passed.

Mr. ECHOLS moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 199. House bill to amend and re-enact an act approved April 22, 1882, in relation to compensation of clerks of circuit courts, in force March 17, 1884, as amended by an act approved November 22, 1884, was, on motion of Mr. SMITH, taken up out of its order on the calendar.

The bill was read a second time.

On motion of Mr. SOUTHWORTH, the bill was amended by inserting "Essex."

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 97. House bill to incorporate the Mineral railroad company was, on motion of Mr. STUART, taken up out of its order on the calendar.

The amendments proposed by the committee on roads and internal navigation were printed in the bill.

The bill was read a second time.

On motions severally made by Mr. STRIBLING, the bill was amended as follows: After the word "lease," in fourth and sixth lines of 7th section, insert the word "consolidation."

Add at end of 7th section the following: "Provided this company shall not be leased or consolidated with a parallel or competing line: and provided further, if this company should ever be consolidated with any foreign corporation, in accordance with the provisions of this section, the consolidated company shall always remain a Virginia corporation in regard to the right of suing and being sued."

On motion of Mr. STUART, the bill was postponed and made a special continuing order for Friday next at 4 o'clock, P. M.

On motion of Mr. RYAN, the House proceeded to the consideration of House bills on their second reading.

No. 55. House bill to encourage education and to educate white female teachers for the public free schools of the State, was, on motion of Mr. RYAN, laid on the table.

No. 73. House bill to prescribe the manner of selling the sulphate and other preparations of morphine in the State of Virginia, was read a second time and ordered to be engrossed to be read a third time.

No. 76. House bill to incorporate the Pharmaceutical association of Virginia, and to regulate the practice of pharmacy and to guard the sale of poisons in the State, was read a second time.

On motion of Mr. PURCELL, the bill was postponed and made a special continuing order for Saturday next at one o'clock, P. M.

Mr. WILKINS moved that the House do now adjourn; which motion was rejected—yeas 18; nays 35.

On motion of Mr. CARDWELL, the vote was recorded as follows:

YEAS—Messrs. Speaker, Bandy, Bohannon, Bolling, Darst, Dickenson, Dunlop, Wm I. Jordan, Lawson, Lightner, Powell, Stribling, Taliaferro, Tavenner, Thorne, Webb, Wescott, and Wilkins—18.

NAYS—Messrs. Arnold, Black, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Crismond, Dabney, Downing, Dupuy, Echols, Fentress, Figgat, L. D. Fulkerson, Goad, Hay, Johnson, C. F. Jordan, Lockett, Mallory, Payne, Peters, Reid, Rice, Roberts, Ryan, Saunders, Sebrell, Smith, Southworth, Terry, Van Doran, and Waddill—35.

No. 77. House bill to amend section 11, chapter 7, of the Code of 1873, in relation to registration, was, on motion of Mr. HAY, dismissed.

Mr. WADDILL entered a motion to reconsider the vote by which the bill was dismissed.

On motion of Mr. DOWNING, the House adjourned until to-morrow at 11 o'clock, A. M.

TUESDAY, FEBRUARY 9, 1886.

On motion of Mr. TERRY, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows :

In Senate, February 8, 1886.

The Senate have passed the following Senate bills, entitled an act to provide payment to E. C. Burks for services rendered the commonwealth as counsel in behalf of the State in the case of Thos. Branch & Co. against the commissioners of the sinking fund, No. 201; an act to provide compensation to Waller R. Staples for services rendered the commonwealth as counsel in the case of Marye vs. Parsons, &c., No. 202; an act to amend and re-enact sections 2, 4, 6, and 7 of an act entitled an act to incorporate the West Rockingham mutual fire insurance company, in force March 22, 1872, No. 223; and an act to define and punish champerty, No. 316.

They have agreed to the amendments proposed by the House of Delegates to the following Senate bills, entitled an act to amend and re-enact an act approved March 10, 1884, entitled an act to amend an act approved January 18, 1884, entitled an act to incorporate the Lynchburg, Halifax, and North Carolina railroad company, No. 27; an act to amend and re-enact the charter of the Suffolk and Carolina railway company, No. 95; an act to amend and re-enact section 33, chapter 49, of Code of 1873, in relation to property being exempt from distress or levy, No. 102; an act to incorporate the Roanoke and Southern railway company, No. 88; an act to allow the treasurer of Alleghany county to file an amended list of delinquent land and property taxes for the year 1883, No. 93.

In which bills they respectfully request the concurrence of the House of Delegates.

Nos. 201 and 202. Senate bills, were read twice and referred to the committee on finance.

No. 223. Senate bill, was read twice and referred to the committee on propositions and grievances.

No. 316. Senate bill, was read twice and referred to the committee for courts of justice.

No. 269. House bill to incorporate Marshall cemetery, reported from the committee on propositions and grievances, was read the first time.

No. 270. House bill to amend the charter of the Virginia and Kentucky railroad company, reported from the committee on roads and internal navigation, was read the first time.

Mr. ECHOLS, under a suspension of the rule, presented,

No. 271. House bill to authorize the superintendent of public instruction to occupy the chapel and recitation room of the institu-

tion for the education of the deaf and dumb and of the blind, at Staunton, Va., for summer normals; which was read the first time.

Mr. POWELL, under a suspension of the rule, presented,
No. 272. House bill to amend and re-enact sections 7 and 8, chapter 120, of the Code of 1873, in relation to working and surveying mines; which was read the first time.

Mr. PETERS, under a suspension of the rule, presented,
No. 273. House bill to allow the town of Martinsville to borrow money and to issue bonds therefor; which was read the first time.

The following House bills reported from the committee on schools and colleges, were read the first time:

No. 274. House bill to amend and re-enact section 4 of an act approved April 22, 1882, to constitute the town of Abingdon, &c., a separate school district.

No. 275. House bill to provide for the introduction of free text books in the public free schools of Virginia, with the recommendation that it do not pass.

No. 276. House bill to amend and re-enact section 72, chapter 78, of the Code of Virginia, 1873, in regard to treasurers' accounts; how rendered and examined.

No. 277. House bill to authorize the town of Warrenton to erect water works and to borrow money therefor, reported from the committee on counties, cities and towns, was read the first time.

Mr. MILLER, under a suspension of the rule, presented,

No. 278. House bill to incorporate the St. Paul's fountain No. 8, united order of true reformers; which was read the first time.

Mr. PETERS, under a suspension of the rule, presented,

No. 279. House bill to incorporate the Union State grand tabernacle of the improved order of Gallilean fisherman, No. 1, of the State of Virginia; which was read the first time.

The following Senate bills were reported from the committee on propositions and grievances:

No. 173. Senate bill entitled an act to incorporate the St. Mary's beneficial and social union.

No. 184. Senate bill entitled an act to incorporate the Dan river mining company.

No. 145. Senate bill entitled an act to incorporate the James Needham lodge, No. 1468, Grand united order of odd fellows.

No. 111. Senate bill entitled an act to incorporate the Bland county high school in the town of Seddon and to create a sub-school district in Bland county and for other purposes, was reported from the committee on schools and colleges, with amendments.

Mr. FRANKLIN moved to discharge the committee on counties, cities and towns from the consideration of House bill to submit the question of fence law or no fence law to the voters of Appomattox county; which motion was rejected—yeas 24; nays 40.

On motion of Mr. HAY, the vote was recorded as follows :

YEAS—Messrs. Black, Bohannon, Bolling, Borum, Cornett, Downing, Franklin, Gills, Hurt, Johnson, Jones, Loving, Mallory, McCandlish, Martin, Moss, Noblin, Peters, Shields, Southworth, Thorne, Tillar, Turner, and Waddill—24.

NAYS—Messrs. Speaker, Arnold, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Crismond, Dabney, Dickenson, Dunlop, Echols, Fentress, Abram Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Munford, Patton, Pollard, Powell, Reid, Rice, Row, Ryan, Saunders, Sebrell, Stribling, Taliaferro, Tavenner, Terry, and Wilkins—40.

The following report was agreed to :

The committee on roads and internal navigation, to which was referred a resolution in relation to the Virginia and Carolina railroad, find that its subject matter was considered by it when the bill, having for its object the extension of the charter privileges of the said railroad company, was under consideration. No additional light has been thrown upon the subject by this investigation that goes to substantiate the rumors referred to, and the committee do not advise an extended and expensive investigation. The questions in the resolution have been asked and answered to the satisfaction of the committee, and the committee is of the opinion that all these rumors are without foundation and adhere to its report of the bill.

Mr. MUNFORD, under a suspension of the rule, offered the following resolution :

Resolved, That the auditor of public accounts furnish this body with the following information :

First. The aggregate amount of revenue which will probably be collected by the commonwealth during the year 1886.

Second. The aggregate amount necessary for the payment of all the expenses of the State government, ordinary and extraordinary; to support the free school system, and pay the interest on the public debt for said year 1886—

Which was agreed to.

Mr. MUNFORD moved to reconsider the vote by which Senate concurrent resolution providing for the election of circuit judges as amended, was agreed to; which motion was rejected.

Ordered, That Mr. MUNFORD carry the concurrent resolution to the Senate and request their concurrence in the amendments of the House.

Leave of absence was granted Mr. DICKENSON four days.

The following were presented and referred under rule 37 :

By Mr. RUGGLES: A bill to authorize the board of supervisors of the counties of Stafford and King George to increase the salary of the judge of the county courts of said counties. Referred to the committee for courts of justice.

By Mr. FRANKLIN: A bill to provide for the opening, altering, changing; and repairing the roads in the county of Appomattox. Referred to the committee on counties, cities, and towns.

By Mr. McCANDLISH: A bill for the relief of Thomas Spence, administrator of Emmett W. Couch, late treasurer of Petersburg city. Referred to the committee on finance.

By Mr. FENTRESS: A bill to incorporate the Ideal Beach railroad company, from Norfolk city to Sand Bridge, in the county of Princess Anne. Referred to the committee on roads and internal navigation.

By Mr. TILLAR: A bill to extend the time for collection of certain tax tickets now in the hands of W. G. Leavell, treasurer of Sussex county. Referred to the committee on finance.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 134. Senate bill entitled an act to provide for the completion of the Southwestern lunatic asylum and appropriating money therefor, was, on motion of Mr. BLACK, taken up out of its order on the calendar.

The bill was read a third time and passed—yeas 64.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Borum, Brown, Buchanan, Cardwell, Carter, Chalmers, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Echols, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Gills, Harris, Hay, Holladay, Hurt, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Loving, Mallory, McCandlish, Martin, Moss, Noblin, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ruggles, Saunders, Sebrell, Shields, Smith, Southworth, Stribling, Taliaferro, Tavenner, Terry, Thorne, Turner, Van Doran, and Wilkins—64.

Mr. BLACK moved to reconsider the vote by which the bill was passed; which motion was rejected.

On motion of Mr. POLLARD, the House proceeded to the consideration of Senate bills.

No. 81. Senate bill entitled an act to amend and re-enact sections 1 and 3, chapter 94, of Acts 1881-82, of an act entitled an act to incorporate the Richmond coal mining and manufacturing company, was read a third time and passed.

Mr. PATTON moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 5. Senate bill entitled an act making an annual appropriation for the support of the Home of R. E. Lee camp, No. 1, Confederate veterans, came up.

The amendments proposed by the committee on finance as follows: After the word "dollars," in the second line of section 1, insert the words "per annum."

In same line strike out the word "annually," and after the word "appropriated" insert "for the period of two years."

In fourth line of section 2 strike out the words "and twenty" before the word "dollars"—

Were rejected.

The bill was read a third time and passed—yeas 66.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Eclols, Fentress, Figgat, Franklin, Abram Fulkerson, L. D. Fulkerson, Gills, Goad, Grimsley, Hay, Holladay, Johnson, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Loving, Mallory, McCandlish, Martin, Miller, Noblin, Oglesby, Patton, Payne, Peters, Powell, Reid, Rice, Roberts, Row, Ruggles, Ryan, Saunders, Shields, Smith, Southworth, Starke, Stribling, Taliaferro, Tavenner, Terry, Turner, Van Doran, and Waddill—66.

Mr. DUNLOP moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 126. Senate bill entitled an act to incorporate the Warm Springs Valley railroad company, came up.

The amendments proposed by the committee on roads and internal navigation, as follows:

Strike out in 6th section, 4th page, 2d line, the following words: "notwithstanding the same may require the imposition of an annual tax in excess of 20 cents on the \$100, to pay the interest on the amount so guaranteed or exchanged, and to provide a sinking fund for the extinguishment of the principal;" and insert in lieu thereof, "provided that the amount of obligation assumed under this section, when added to the amount subscribed in accordance with the provisions of section 4 of this act, shall come within the limits prescribed by the general law."

In 8th line, section 8, strike out "notwithstanding that the amount so subscribed may require the imposition of an annual tax in excess of 20 cents on \$100 to pay the interest on the amount so subscribed, and to provide a sinking fund for the extinguishment of the principal"—

Were agreed to.

The bill was ordered to its third reading.

Mr. FIGGAT entered a motion to reconsider the vote by which the bill was ordered to its third reading.

J. E. SCHOOLFIELD, delegate elect from the county of Pittsylvania and towns of Danville and North Danville, was sworn in by the clerk.

The hour of 12 o'clock M. having arrived, special order,

No. 149. House bill to substitute a board of railroad commissioners for the present railroad commissioner of the State and defining the duties and powers of such board and repealing the act of March 31, 1877, in reference to said commissioner, came up.

The question being on agreeing to the substitute proposed by Mr. STUART to the amendment offered by Mr. MUNFORD,

Mr. POLLARD moved that the House proceed to vote on the amendments before it on to-morrow at 1½ o'clock; which motion was agreed to.

Mr. POLLARD moved to reconsider the vote by which the motion was agreed to; which motion was rejected.

EVENING SESSION.

The chair was resumed at 4 o'clock, P. M.

No. 258. House bill for the relief of James Wray, was, on motion of Mr. SAUNDERS, taken up out of its order on the calendar.

The bill was read the second time, and ordered to be engrossed to be read the third time.

No. 200. House engrossed bill to incorporate the Western Branch railway company, was, on motion of Mr. MARTIN, taken up out of its order on the calendar.

The bill was read the third time and passed.

Mr. MARTIN moved to reconsider the vote by which the bill was passed; which motion was rejected.

Mr. MUNFORD moved that the House do now adjourn; which motion was rejected—yeas 6; nays 55.

On motion of Mr. MUNFORD the vote was recorded as follows:

YEAS—Messrs. Franklin, Abram Fulkerson, Martin, Ruggles, Southworth, and Turner—6.

NAYS—Messrs. Speaker, Arnold, Black, Brown, Buchanan, Cardwell, Carter, Chalmers, Cornett, Crismond, Dabney, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgat, L. D. Fulkerson, Gills, Goad, Grimsley, Hay, Holladay, Hurt, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwich, Lightner, Moss, Miller, Munford, Noblin, Oglesby, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Saunders, Sebrell, Smith, Starke, Taliaferro, Tavenner, Terry, Waddill, Wescott, and Wilkins—55.

On motion of Mr. DOWNING, the House adjourned until to-morrow at 11 o'clock, A. M.

WEDNESDAY, FEBRUARY 10, 1886.

On motion of Mr. TERRY, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, February 9, 1886.

The Senate have agreed to the amendments proposed by the House of Delegates to Senate joint resolution fixing a day for the election of circuit judges.

No. 169. Senate bill entitled an act to amend the charter of the town of Jeffersonville, in the county of Tazewell, was reported from the committee on counties, cities and towns.

Senate joint resolution declaring when the office of county and city superintendents of schools in all cases shall be deemed vacant, was reported from the committee for courts of justice.

No. 280. House bill to incorporate the Smithfield Evergreen cemetery, near the town of Smithfield, in the county of Isle of Wight, reported from the committee on propositions and grievances, was read a first time.

No. 281. House bill to provide for summer institutes for the improvement of public free school teachers and those who expect to teach in the public free schools of Virginia, reported from the committee on schools and colleges, with a recommendation that it do not pass, was read a first time.

The following House bills, reported from the committee on counties, cities and towns, were read a first time :

No. 282. House bill to provide for the opening, altering, changing and repairing the roads in the county of Appomattox.

No. 283. House bill to amend an act to provide for working and keeping in order the public roads in the county of Russell, approved February 25, 1884, and to amend and re-enact an act to amend and re-enact sections 4, 8, and 9 of chapter 156, of the Acts of the General Assembly of 1883-84, in regard to the working of roads in Russell county, Va., approved August 26, 1884.

Mr. BOLEN, under a suspension of the rule, presented,

No. 284. House bill to relieve ministers of the gospel from capitation taxes; which was read a first time.

No. 316. Senate bill entitled an act to define and punish champerty, was reported from the committee for courts of justice.

No. 67. House engrossed bill entitled an act to define the true boundary line between Maryland and Virginia and to designate the headlands on the Potomac river, heretofore committed to the committee for courts of justice, was reported back.

The following reports were agreed to :

The committee on propositions and grievances, to which was referred House bill to amend and re-enact section 2 of chapter 193, of the Code of 1873, in relation to the adulteration of food or drink, respectfully ask to be discharged from further consideration of the bill, and that it be referred to committee for courts of justice.

The committee on propositions and grievances, to which was referred House bill amending and re-enacting sections 1 to 4 inclusive, of chapter 84, of the Code of Virginia, for the better protection of life and health, and prevention of the spread of contagious and infectious diseases in this commonwealth, respectfully ask that they be discharged from further consideration of the bill, and that it be referred to the committee on finance.

The committee on propositions and grievances, to which was referred Senate bill No. 83, to amend and re-enact an act approved March 17, 1884, entitled an act to incorporate the Iron Mountain company, respectfully ask to be discharged from its further consideration, and that it be referred to committee on roads and internal navigation.

The following were presented and referred under rule 37:

By Mr. BUCHANAN: A bill to authorize the counties of Washington and Russell to take stock in the Washington and Russell turnpike company, to contract for convict labor to Macadamize the said road and to erect telephone lines in said counties. Referred to committee on counties, cities and towns.

By Mr. PATTON: A bill to authorize W. C. Claiborne to erect a toll-bridge across Dan river at Claiborne's ferry. Referred to committee on counties, cities and towns.

By Mr. EASTWOOD: A bill to amend section 13, chapter 172, Code of 1873, in relation to proving contents of lost records. Referred to committee for courts of justice.

By Mr. MAUCK: A bill to amend sections 32 and 33 of an act entitled an act to provide for the assessment of taxes on persons, property and income, and imposing taxes thereon for the support of the government and public free schools and to pay the interest on the public debt and to provide for the mode of applying for license to transact any business in the State and prescribing the amount to be paid as a condition precedent to the right to transact such business, approved March 15, 1884. Referred to committee on finance.

By Mr. McCANDLISH: A bill to prescribe the penalty of the bond of the treasurer of Petersburg to secure the State revenue and to require weekly settlements of State treasurer. Referred to committee on finance.

By Mr. CARDWELL: A petition of citizens of Hanover county asking the passage of a bill to allow them to vote on the question of removing the county seat. Referred to committee on counties, cities and towns.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 238. House bill to allow Robt. H. Atkinson to erect a pier or wharf on James river in the county of Isle of Wight, was, on motion of Mr. CHALMERS, taken up out of its order on the calendar.

The bill was read the second time, and ordered to be engrossed to be read the third time.

The motion entered by Mr. FIGGAT to reconsider the vote by which No. 126. Senate bill entitled an act to incorporate the Warm Springs Valley railroad company, was ordered to its third reading, was rejected.

No. 128. House bill to amend and re-enact an act entitled an act to amend and re-enact section 7, chapter 166, Code of 1873, in relation to service of process against, or notice to a corporation, was, on motion of Mr. STUART, taken up out of its order on the calendar.

The bill was read the second time.

Mr. STUART moved to amend the bill by striking out in line 39 of section 1, the words: "is published under this section of this chapter" and inserting in lieu thereof the words: "of publication is made under this section;" which motion was agreed to.

Mr. STUART moved to amend the bill by inserting after the word "resides" in line 43 of section 1, the following words: "or in which his place of business is;" which motion was agreed to.

On motion of Mr. STUART, the bill was further amended by striking out in lines 44 and 45 the following words: "as provided in section 7 of this act."

The bill, as amended, was ordered to be engrossed to be read the third time.

No. 137. House bill to provide that all corporations hereafter chartered in this State shall pay their taxes in money or forfeit their charters, was, on motion of Mr. BUCHANAN, taken up out of its order on the calendar.

The bill was read the second time.

Mr. BUCHANAN moved to amend the bill by inserting after the word "thereof," in line three of section 1, the following: "And every corporation now in existence, whose charter shall hereafter be amended, renewed or extended;" which motion was agreed to.

On motion of Mr. BUCHANAN, the bill was further amended by inserting in line one, section 2, the following: "Or any other corporation whose charter is subject to repeal under the general laws of this commonwealth or by the express provisions of this charter."

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 136. House bill for the relief of the Lutheran church and congregation of Madison county, was, on motion of Mr. HAY, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 248. House bill to amend and re-enact section 7 of chapter 177, of Acts of Assembly 1883-84, entitled an act to amend and re-enact the charter of the Farmville and Staunton river railroad company, was, on motion of Mr. DUPUY, taken up out of its order on the calendar.

On motions severally made by Mr. DUPUY, the bill was amended by striking out the words, "section 7," in second line of section 1, and inserting "sections 6 and 7."

Insert the following:

§6. The town of Farmville is hereby authorized in the manner and under the rules and regulations prescribed by law, to subscribe for not more than one hundred thousand dollars of the capital stock of said company, and the counties of Cumberland, Prince Edward and Powhatan, or any incorporated town or city along or near the line of this railroad, or at any terminal point thereof, or along or near the line of its branch, lateral or connecting lines, or at their terminal points, may subscribe to the capital stock of said company, and to this end it shall be the duty of the county court of any such county, and the hustings or corporation court of any such town or city, in its discretion, to cause a vote of the qualified voters of such county, town or city, to be taken at such time and for such amount

as the president and board of directors of said Farmville and Staunton river railroad company may request; notice of said election shall be given in accordance with section 62, chapter 61, of the Code of 1873. If it shall appear by the returns thereof, that three-fifths of the qualified voters voting upon the question, which shall include a majority of the freeholders voting on the question in any county, town or city, are in favor of such subscription, the same shall be made, and thereupon the county, hustings or corporation court of such county, town or city shall make all necessary orders for the issuing and delivery to said company of the bonds of such county, town or city, to the amount of subscription so made, and payable at such times and places, and in such sums, with interest at a rate not exceeding six per centum per annum, as said court may determine, and said bonds shall be received at par in payment of said subscription. Said court, in ordering said vote, may, in its discretion, require the whole, or any part of said subscription, to be expended in the county making the same. The supervisors in any county making a subscription under the provisions of this act, are authorized and required to levy and collect a tax sufficient to pay the interest and provide a sinking fund to liquidate the principal of said bonds when due: provided that the county of Prince Edward, excluding the town of Farmville, shall not subscribe for more than fifty thousand dollars to said capital stock; and the said Farmville and Staunton river railroad company is hereby authorized and empowered to issue to the town of Farmville preferred stock for any additional subscription to the capital stock said town may hereafter make, on such terms as the stockholders of said company may direct.

Strike out the word "five" in the fourth line of section 7 and insert "six."

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 275. House bill to provide for the introduction of free text books in the public free schools of Virginia, was, on motion of Mr. WADDILL, taken up out of its order on the calendar—yeas 52; nays 9.

On motion of Mr. FRANKLIN, the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Bandy, Bolen, Bolling, Borum, Brown, Cardwell, Carter, Chalmers, Childress, Cornett, Darst, Dupuy, Echols, Faulcon, Fentress, Figgat, Franklin, Gills, Goad, Hay, Holladay, Hurt, Jones, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwich, Lightner, Mallory, McCandlish, Mauck, Moss, Miller, Oglesby, Porter, Rice, Roberts, Row, Ruggles, Saunders, Schoolfield, Smith, Southworth, Terry, Thorne, Tillar, Turner, Waddill, Webb, and Wilkins—52.

NAYS—Messrs. Burks, Dabney, Downing, Dunlop, Grimsley, Peters, Pollard, Powell, and Tavenner—9.

On motion of Mr. WADDILL, the bill was postponed and made a special continuing order for Monday next at 12 o'clock, M.

No. 175. House engrossed bill to incorporate the Durham, Blue

Wing and Clarksville railroad company, was, on motion of Mr. SAUNDERS, taken up out of its order on the calendar.

The bill was read a third time and passed.

Mr. SAUNDERS moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 211. House bill to amend and re-enact section 13 of chapter 158, of Acts of Assembly 1883-84, in relation to choosing registrars and judges of election, &c., was, on motion of Mr. ROBERTS, taken up out of its order on the calendar. Pending its consideration,

The hour of 12 o'clock M. having arrived, special order,

No. 149. House bill substituting a board of railroad commissioners for the present railroad commissioner of the State, and defining the duties and powers of such board, and repealing the act of March 31, 1877, in reference to said commissioner, came up.

The question being on agreeing to the substitute offered by Mr. STUART to the amendment proposed by Mr. MUNFORD,

Mr. STUART moved to postpone the calendar for two minutes; which motion was agreed to.

On motion of Mr. STUART,

Resolved, That the resolution fixing the hour of 1:30 o'clock as the time for taking the vote upon House bill No. 149, be rescinded; that speeches be limited to thirty minutes each, and that the vote be taken at 5:30 P. M. this day, or sooner, if no member desires to speak.

Pending the further consideration of special order. House bill No. 149,

The hour of 2 o'clock, P. M., having arrived, the chair was vacated until 4 o'clock, P. M.

EVENING SESSION.

The chair was resumed at 4 o'clock, P. M.

A message was received from the Senate by Mr. RHEA, who informed the House that the Senate had passed No. 305. Senate bill entitled an act re-arranging the judicial circuits of the State; in which they respectfully request the concurrence of the House.

The House resumed the consideration of House bill No. 149.

The substitute proposed by Mr. STUART to the amendment offered by Mr. MUNFORD was rejected.

The amendment offered by Mr. MUNFORD was rejected—yeas 19; nays 53.

On motion of Mr. MUNFORD the vote was recorded as follows:

YEAS—Messrs. Arnold, Bolling, Brown, Burks, Echols, Goad, Holladay, C. F. Jordan, Lawson, Leftwitch, Lightner, Munford, Pollard, Powell, Row, Schoolfield, Thorne, Wescott, and Wilkins—19.

NAYS—Messrs. Speaker, Bandy, Bolen, Borum, Buchanan, Cardwell, Carter, Chalmers, Childress, Crismond, Dabney, Darst, Downing, Dunlop, Eastwood, Faulcon, Fentress, Figgat, Franklin, Abram Fulkerson, Gills, Grimsley, Hurt, Johnson, Jones, Wm. I. Jordan, Mallory, McCandlish, Martin, Mauck, Mayo, Moss, Miller,

Noblin, O'Bannon, Oglesby, Peters, Porter, Reid, Roberts, Ruggles, Saunders, Smith, Southworth, Starke, Stribling, Taliaferro, Tavenner, Terry, Tillar, Turner, Webb, and Wise—53.

Messrs. HAY, CORNETT, DUPUY, and RICE stated that they would have voted in the affirmative, but were paired with Messrs. FULKERSON of *Lee*, BLACK, MATHEWS and SHIELDS, respectively.

Messrs. WADDILL and RYAN stated that they would have voted in the negative, but were paired with Messrs. DICKENSON and VAN DORAN, respectively.

Mr. CARDWELL moved to reconsider the vote by which the amendment offered by Mr. MUNFORD was rejected; which motion was rejected.

Mr. DABNEY, moved to amend the bill by striking out all after the word "complaint" in 13th line of 12th section, and inserting as an independent section, the following :

§ 13. If the cause of complaint arise from the failure, refusal, neglect, or omission of such corporation to obey any laws of this State now in force, or which may now or hereafter be enacted, the board shall report the facts of the case, with their adjudication thereon, to the commonwealth's attorney of the county or corporation wherein the cause of complaint arose. Such railroad corporation shall be liable to a penalty of two hundred dollars for every such failure, neglect, refusal or omission, and the said commonwealth's attorney shall institute proceedings to recover the same in the name and on behalf of the commonwealth, in any court of his county or corporation having jurisdiction of such proceedings. The trial of such proceedings shall be by the court unless the said corporation demands a jury, or the court see fit to order a jury, and such precedence shall be given such proceedings as is now given by law to other commonwealth's cases upon the court docket. And the adjudication of the board that the rates charged or received by such corporation in any of its freight or passenger business upon its line within the State, or any part thereof, are unequal, unjust, discriminating, unreasonable or extortionate, shall be received as prima facie proof of the fact in any such proceedings.

Mr. POLLARD offered the following as a substitute for the amendment offered by Mr. DABNEY :

§ 13. But if any such adjudication shall decide that the rates charged by any such corporation for the transportation of any freight or passengers between two points upon its line in the State are unjustly discriminating, as compared with its rates for a like class of freights or passengers between other points in the State, then the said board shall further ascertain and fix what would be just and reasonable rates to be charged for the transportation of such freight and passengers between the points as to which the discrimination is decided to exist; and, if after the lapse of ten days from the date of such adjudication and notice to the railroad guilty of such discriminating of the rate fixed by the board, such corpora-

tion shall charge a greater rate between such points than that so fixed and ascertained for such passengers and freights, then it shall be the duty of said board, through the attorney for the commonwealth, as their counsel, in the court having jurisdiction as herein-after provided, to apply to the circuit court for same county in which some part of the line of such corporation is located, or the judge of such court in vacation to enjoin such corporation from charging a greater rate than has been so ascertained, and such court shall at the final hearing, determine the question raised by the bill of injunction and either perpetuate or dissolve the same.

Pending the consideration of which,

On motion of Mr. O'BANNON, the House adjourned until to-morrow at 11 o'clock, A. M.

THURSDAY, FEBRUARY 11, 1886.

On motion of Mr. LAWSON, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, February 10, 1886.

The Senate have passed, with amendments, House bill entitled an act for the relief of T. A. Gillespie, treasurer of Buchanan county, No. 146.

They have agreed to the amendment proposed by the House of Delegates to Senate bill entitled an act to amend and re-enact sections 1 and 3, chapter 94, of Acts 1881-82, of an act entitled an act to incorporate the Richmond coal mining and manufacturing company, No. 81; in which amendments they respectfully request the concurrence of the House of Delegates.

No. 305. Senate bill entitled an act rearranging the judicial circuits of the State, was read twice and referred to the committee for courts of justice.

No. 146. House engrossed bill, was referred to the committee on finance.

The following House bills, reported from the committee on finance, were read a first time:

No. 285. House bill for the annual sale of lands returned delinquent since the year 1884.

No. 286. House bill to amend and re-enact section 4 of an act to secure the prompt payment of money into the State treasury, &c.

No. 287. House bill for the relief of the heirs and devisees of Boss Harrison, with the recommendation that it do not pass.

The following House bills, reported from the committee on roads and internal navigation, were read a first time:

No. 288. House bill to incorporate the Powells Valley railroad company.

No. 289. House bill to incorporate the Danville and Northwestern railroad company.

No. 290. House bill to amend an act to amend sections 1 and 10 of an act to incorporate the Massanutten and North Mountain railway company, approved January 18, 1884.

No. 291. House bill to incorporate the Ideal Beach railroad company, from Norfolk city to Sand Bridge, in the county of Princess Anne.

No. 292. House bill to amend and re-enact sections 6, 9, and 12 of an act entitled an act to incorporate the Atlantic and Danville narrow-gauge railroad company, approved April 21, 1882, and also to amend and re-enact the title of the said act.

No. 293. House bill to authorize C. D. Cake, I. S. Jones, and J. F. Boutelle, to construct a foot bridge along the western shore of Hampton creek, in Elizabeth city county, below the line of low water from Cary lot to the county bridge, reported from the committee on counties, cities and towns, was read a first time.

The following House bills, reported from the committee on propositions and grievances were read a first time :

No. 294. House bill to amend and re-enact an act entitled an act regulating the reports of insurance companies, approved February 22, 1878, as amended by the act approved April 2, 1879.

No. 295. House bill to incorporate the Rising Sons and Daughters of Hope, of King William county.

No. 296. House bill to incorporate the Memorial asylum for infants in Fauquier county.

No. 297. House bill to amend and re-enact section 5 of chapter 102, of the Code of 1873, in relation to mad dogs.

No. 298. House bill to incorporate the Grand united order of the Rising Rose of the State of Virginia.

Mr. DOWNING, under a suspension of the rule, presented,

No. 299. House bill to authorize the board of supervisors of Warren county to borrow \$40,000 to pay off bonds on account of subscription to Manassas Gap railroad company, which was read a first time.

No. 184. House bill to provide compensation to John M. Forbes and M. Boswell Seawell for certain professional services rendered by them respectively in behalf of the commonwealth, heretofore committed to the committee on finance, was reported back.

Mr. HOGE, under a suspension of the rule, presented,

No. 300. House bill for the further protection of fish in the county of Patrick, which was read a first time.

The following Senate bills were reported from the committee on roads and internal navigation :

No. 83. Senate bill entitled an act to amend and re-enact an act approved March 17, 1884, entitled an act to incorporate the Iron Mountain company.

No. 209. Senate bill entitled an act to incorporate the Virginia mineral belt railroad company.

No. 223. Senate bill entitled an act to amend and re-enact sections 2, 4, 6, and 7, of an act entitled an act to incorporate the West Rockingham mutual insurance company, in force March 22, 1872, was reported from the committee on propositions and grievances.

Mr. WISE, under a suspension of the rule, offered the following resolution :

Resolved, That the auditor of public accounts be instructed to report to this House a statement showing the criminal charges paid out of the treasury for each county of the commonwealth for the last fiscal year, and also showing the total amount of taxes, including license taxes, assessed from each county for the last fiscal year, and what is the per cent. of such criminal charges in each county to the said taxes assessed therein.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. FIGGAT offered the following resolution :

Resolved, That the finance committee be instructed to appoint a sub-committee of their body to examine at an early date into the present system of receiving and disbursing the funds of the commonwealth, auditing claims, and the duties, responsibilities and salaries of the clerical force in the office of auditor of public accounts, and ascertaining whether the number and the pay of the clerks employed therein should be increased or diminished, and report by bill or otherwise to the House.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. FRANKLIN, under a suspension of the rule, offered the following resolution :

Resolved, That the auditor of public accounts be requested to furnish to the House of Delegates the following information :

1st. How much money is due to the school fund of this State on account of the arrearages due the schools from property and capitation taxes, and how much has been paid to said school fund on account of the said arrearages, and how much is now due said fund on account of the said arrearages at the present time?

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Leave of absence was granted Messrs. Patton, one day; NANCE and BOHANNON three days each.

The following were presented and referred under rule 37.

By Mr. WISE: Resolutions, &c., of citizens of Elizabeth city county as to the oyster question. Referred to committee on Chesapeake and its tributaries.

By Mr. CHALMERS: A bill to incorporate the Surry and Smithfield railroad company. Referred to committee on roads and internal navigation.

By Mr. FRANKLIN: A bill to provide for taking the sense of the people of the county of Appomattox upon the question of removing the county seat. Referred to the committee on counties, cities and towns.

By Mr. WESCOTT: A bill to allow George W. Bishop and John W. Smith to erect a wharf at Franklin City. Referred to committee on Chesapeake and its tributaries.

By Mr. JOHNSON: A bill to amend and re-enact section three of an act entitled an act to amend and re-enact sections 2, 3, 4, and 6, of an act to incorporate the Norfolk and Sewells Point railway company, approved March 22, 1872, and to change the name of said company, approved January 14, 1882, as to the issuing of mortgage bonds. Referred to committee on roads and internal navigation.

By Mr. SOUTHWORTH: A bill for the relief of Darling A. Bennett. Referred to committee on finance.

By Mr. MUNFORD: A bill to establish new voting precincts in the county of Surry, and to provide for a new registration of voters therein. Referred to committee on privileges and elections.

By Mr. TURNER: A bill for the relief of the estate of Mary Mathews. Referred to committee on finance.

By Mr. WADDILL: A bill to amend and re-enact sections 31 and 32 of an act approved April 21, 1882, defining the duties, &c., of the commissioners of the revenue. Referred to committee on finance.

By Mr. MARTIN: A bill to provide for a new assessment of the real estate of Tanner's creek magisterial district of Norfolk county. Referred to committee on counties, cities and towns.

The committee on enrolled bills report that the governor has approved the following bills:

An act to amend sections 4, 7, and 15 of an act approved March 19, 1884, entitled an act to provide for the sale of lands delinquent for taxes and county levies, and to repeal section 16 of said act.

An act to incorporate the Morotock manufacturing company.

An act providing a charter for Smith's warehouse company, at Blacks and Whites, Nottoway county, Va.

An act to authorize the board of supervisors of the county of Fluvanna to establish a free ferry across the Rivanna river.

An act to incorporate the Sisters of Charity of St. Joseph's academy and orphan asylum of Richmond, Va.

An act to authorize George N. Parker to erect a wharf on Chuckatuck creek, in Nansemond county.

An act providing for the appointment of a superintendent of public schools for the city of Roanoke.

An act authorizing payment of the amount due the city of Richmond for gas used in the public buildings of the State.

An act to amend and re-enact the 18th section of chapter 235, of the Acts of 1871-72, entitled an act to provide a new charter for the town of Suffolk.

An act to punish the forgery of bonds, coupons, and other securities.

An act to amend and re-enact section 20 of chapter 51, of Code of 1873, relating to beggars and vagrants.

An act to amend and re-enact section 6 of chapter 366, of the Session Acts of the General Assembly of Virginia of 1869-70, entitled an act to incorporate the town of Berryville and to provide a charter for the same, approved October 29, 1870.

An act to release the interest of the State of Virginia in and to a certain lot, No. 738, in the plan of the city of Richmond, and appointing trustees for that purpose.

Senate joint resolution to appoint joint committee to examine State securities, &c., deposited in basement offices of the capitol.

An act to amend an act entitled an act to incorporate the Little Sisters of the Poor in Richmond.

An act to amend and re-enact sections 1, 3, 4, and 5, of an act approved March 7, 1884, entitled an act for the protection of sheep in the county of Page.

An act to incorporate the Richmond, Petersburg, and Manchester railway company.

The morning hour having expired, the House proceeded to the business on the calendar.

Mr. POLLARD moved to proceed to the consideration of Senate bills; which motion was agreed to.

The following Senate bills were read the third time and passed :

No. 126. Senate bill entitled an act to incorporate the Warm Springs Valley railroad company.

No. 82. Senate bill entitled an act authorizing the secretary of the commonwealth and State librarian to transmit to W. A. Glasgow at Fincastle, Va., one copy of each volume of the calendar of Virginia historical manuscripts—yeas 53; nays 20.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Arnold, Bolen, Brown, Buchanan, Burks, Cardwell, Chalmers, Childress, Cornett, Crismond, Dabney, Darst, Downing, Dunlop, Dupuy, Echols, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hoge, Holladay, Jones, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Miller, O'Bannon, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Starke, Stribling, Taliaferro, Tavenner, Tillar, and Wescott—53.

NAYS—Messrs. Addington, Bandy, Bolling, Borum, Faulcon, Franklin, Gills, Hay, McCandlish, Martin, Mauck, Oglesby, Ruggles, Southworth, Terry, Thorne, Turner, Waddill, Webb, and Wise—20.

No. 103. Senate bill entitled an act to amend and re-enact chapter 165, Acts of 1883-84, entitled an act to amend and re-enact sections 13 and 14, of chapter 41, of Code of Virginia, 1873, in relation to writs of fieri facias and capias pro fine on judgments in favor of the commonwealth, approved February 25, 1884.

No. 13. Senate bill entitled an act to amend and re-enact section 17 of chapter 13 of the Code of 1873, as amended by an act to amend and re-enact certain sections of the Code of 1873 and certain acts of assembly amendatory thereof, and other acts of assembly in relation to salaries of certain officers of the government and their employees, compensation of members and officers of the General Assembly, mileage, and other allowances; to define the salaries of certain officers, and to repeal chapter 153 of the act of 1874, and section 27 of chapter 16, and sections 5, 16 and 24 of chapter 13 of the Code of 1873, and all other acts or parts of acts in conflict therewith, approved March 12, 1878—yeas 61; nays 5.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Arnold, Borum, Brown, Buchanan, Cardwell, Carter, Chalmers, Crismond, Darst, Downing, Dunlop, Dupuy, Echols, Fentress, Figgat, Franklin, Abram Fulkerson, Gills, Goad, Grimsley, Hoge, Holladay, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, McCandlish, Martin, Mauck, Mayo, Moss, Miller, Munford, O'Bannon, Payne, Porter, Powell, Reid, Rice, Roberts, Row, Ruggles, Ryan, Smith, Southworth, Stribling, Taliaferro, Tavenner, Terry, Thorne, Tillar, Van Doran, Waddill, Webb, Wescott, and Wilkins—61.

NAYS—Messrs. Childress, Cornett, Jones, Oglesby, and Wise—5.

No. 164. Senate bill entitled an act to amend and re-enact chapter 183, of Acts of Assembly of 1879–80, entitled an act authorizing the school trustees of Richmond district, Wise county, Va., to sell one acre of Cold Spring tract of land.

No. 40. Senate bill entitled an act to regulate the assessment and collection of taxes in the hands of notaries public and clerks of courts.

Motions severally made to reconsider the vote by which Nos. 126, 82, 13, 164 and 40 Senate bills were passed, were rejected.

No. 135. Senate bill entitled an act to amend and re-enact sections 1 and 4 of an act to incorporate the Salem and Southwestern railroad company, approved February 20, 1884, came up.

On motion of Mr. FULKERSON of *Washington*, the bill was amended by striking out in section 1, the following : “but said company shall not have the right to hold at one time more than 200,000 acres of land.”

The bill as amended was ordered to its third reading.

No. 85. Senate bill entitled an act giving authority to the city of Richmond to improve and control roads to new reservoir and Soldiers' home, came up.

Pending its consideration,

The hour of 12 o'clock M. having arrived, special order,

No. 149. House bill substituting a board of railroad commissioners for the present railroad commissioner of the State, and defining the duties and powers of such board and repealing the act of March 31, 1877, in relation to said commissioner, came up.

Mr. POLLARD withdrew the substitute offered by himself for the amendment offered by Mr. DABNEY.

Mr. BUCHANAN moved to amend the bill as follows:

After the word "complaint," in the thirteenth line of section 12, strike out balance of section and insert "or if the cause of complaint arise from the failure, neglect, refusal or omission of such corporation to obey any laws of this commonwealth now in force, or which may be hereafter enacted, the board shall certify their adjudication in every case, with the evidence before them and the facts upon which they base their decision, or a copy thereof, to the attorney for the commonwealth for the county or corporation in which the cause of complaint arose. The said attorney for the commonwealth shall forthwith present a petition to the circuit court, or the judge thereof in vacation, of his county or corporation, in the name of the commonwealth, stating the cause of complaint, and file with his petition the record received from the said board of commissioners, upon which the said petition is based, and shall make such corporation the defendant thereto. Said court or judge shall forthwith award a rule upon said corporation, to be executed as other process is required to be executed on a corporation, returnable in not more than thirty days from its date to answer said petition. If the said corporation answers to said petition upon the return day of the said rule, the court or judge shall fix a time not more than thirty days from that date for the hearing of the cause, or if the said defendant shall fail to appear and answer said petition, the court or judge shall proceed at once to hear said cause. Upon the hearing thereof, the adjudication of the said board of commissioners shall be prima facie evidence of the facts found. And if upon such hearing of the cause, the court or judge shall decide that such corporation has violated the law or laws, as alleged in whole or in part, such court or judge shall issue a writ of injunction restraining such corporation, its agents or employees, from further violating the penal law or laws violated, and if necessary, the court or judge may, by mandatory order or process, for contempt, compel such corporation, or its agents or employees, to obey the mandates of such court or judge. The court or judge shall adjudge costs as may seem just. Either party shall have the right of appeal from the decree of such court or judge. No appeal shall operate as a supersedeas to such decree, but it shall remain in full force until reversed by the court of appeals; which motion was rejected—yeas 35; nays 42.

On motion of Mr. MUNFORD, the vote was recorded as follows:

YEAS—Messrs. Arnold, Brown, Buchanan, Burks, Carter, Childress, Crismond, Dabney, Darst, Downing, Echols, Fentress, Goad, Grimsley, Hay, Holladay, C. F. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Moss, Munford, Peters, Pollard, Powell, Rice, Roberts, Row, Schoolfield, Terry, Van Doran, Wescott, and Wilkins—35.

NAYS—Messrs. Speaker, Addington, Bandy, Bolen, Borum, Cardwell, Cornett, Dunlop, Dupuy, Faulcon, Figgat, Franklin, Abram Fulkerson, Gills, Harris, Hoge, Hurt, Johnson, Jones, Wm. I. Jordan, McCandlish, Martin, Mauck, Mayo, O'Ban-

non, Oglesby, Payne, Porter, Reid, Ruggles, Ryan, Smith, Southworth, Starke, Stribling, Taliaferro, Tavenner, Thorne, Tillar, Turner, Webb, and Wise—42.

Mr. FRANKLIN offered as a substitute for the amendment offered by Mr. DABNEY, the following:

13. But if any such adjudication shall decide that the rates charged by any such corporation, for the transportation of any freight or passengers between two points upon its line in the State, are unjustly discriminating as compared with its rates for a like class of freight or passengers between other points in the State, the board of commissioners shall give notice thereof, in writing to such corporation, and if the discrimination is continued after such notice, the board shall forthwith present the facts to the attorney-general, who shall take such proceedings thereon, as he may deem expedient, to enforce the existing laws of the State against such corporation—
Which was rejected.

Mr. DOWNING offered the following as a substitute for the amendment offered by Mr. DABNEY:

§ 13. If the cause of complaint arise from the failure, neglect, refusal, or omission of such corporation, to obey any laws of this State now in force, or which may now or hereafter be enacted, the board shall report the facts of the case with their adjudication thereof, and the evidence relating to the same, to the commonwealth's attorney of the county or corporation within which the cause of complaint arose. Said commonwealth's attorney shall, upon notice from said board, forthwith apply for relief against such failure or neglect of such corporation, to the circuit court or the judge thereof, of the county, city, or town in which such complaint arises, stating such complaint and reporting therewith all the facts and evidence placed before him in relation thereto by said board, and such court or judge shall, after ten days' notice to the railroad corporation, said notice to be served, as processes are served upon corporations, hear and determine the matter of such complaint, and if it appear to such court or judge on such hearing, that such complaint is just, and the adjudication of said board therein is correct and proper, such court or judge shall issue a writ of injunction, restraining such corporation from further continuing the violation of this act, or any of the laws of the commonwealth, and enjoining obedience to the same, and if necessary to issue his manditory order to enforce obedience of the same. In addition to the laws now in force, no railroad corporations shall make any discriminations which are unjust or unreasonable, under all the circumstances between the rates charged or received for a shorter distance, as compared with the rates charged or received for a longer distance by the same line between other points in this State, and the court in its direction, may determine whether the commonwealth, or the railroad corporation, shall pay all the costs of the case, so heard and determined.

§ 14. No attorney for the commonwealth shall, during his continu-

ance in office, be the attorney for any railroad corporation within this State—

Which was rejected.

The amendment offered by Mr. DABNEY was rejected—yeas 26 ; nays 47.

On motion of Mr. VAN DORAN, the vote was recorded as follows :

YEAS—Messrs. Arnold, Brown, Buchanan, Burks, Dabney, Dast, Downing, Echols, Goad, Hay, Holladay, C. F. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Munford, Pollard, Powell, Saunders, Schoolfield, Terry, Van Doran, Wescott, and Wilkins—26.

NAYS—Messrs. Speaker, Addington, Bandy, Bolen, Bolling, Borum, Cardwell, Chalmers, Childress, Cornett, Dunlop, Faulcon, Fentress, Figgat, Franklin, Abram Fulkerson, Gills, Grimsley, Harris, Hoge, Hurt, Johnson, Jones, Wm. I. Jordan, McCandlish, Martin, Mauck, Mayo, Miller, Noblin, O'Bannon, Oglesby, Payne, Porter, Ruggles, Ryan, Smith, Southworth, Starke, Stribling, Taliaferro, Tavenner, Thorne, Tillar, Turner, Webb, and Wise—47.

On motion of Mr. FULKERSON of *Washington*, the 18 section of the bill was stricken out.

Mr. MUNFORD moved to dismiss the bill.

Mr. WADDILL offered a substitute for the bill ; which was rejected. Pending the consideration of the motion by Mr. MUNFORD to dismiss the bill,

The hour of 2 o'clock, P. M. having arrived, the chair was vacated until 4 o'clock, P. M.

EVENING SESSION.

The chair was resumed at 4 o'clock, P. M.

Mr. DUNLOP moved to reconsider the vote by which the amendment proposed by Mr. BUCHANAN was rejected to ; which motion was agreed to—yeas 40 ; nays 33.

On motion of Mr. MARTIN, the vote was recorded as follows :

YEAS—Messrs. Arnold, Brown, Buchanan, Burks, Carter, Childress, Crismond, Dabney, Darst, Downing, Echols, Fentress, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, C. F. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Moss, Munford, O'Bannon, Payne, Peters, Pollard, Powell, Reid, Rice, Roberts, Schoolfield, Stribling, Tavenner, Terry, Van Doran, Wescott, and Wilkins—40.

NAYS—Messrs. Speaker, Addington, Bandy, Bolen, Bolling, Cardwell, Cornett, Dunlop, Faulcon, Figgat, Abram Fulkerson, Hoge, Hurt, Johnson, Wm. I. Jordan, McCandlish, Martin, Mayo, Noblin, Oglesby, Porter, Ruggles, Ryan, Saunders, Smith, Southworth, Starke, Taliaferro, Thorne, Tiller, Turner, Webb, and Wise—33.

Mr. WADDILL stated that he would have voted in the negative, but was paired with Mr. DICKENSON.

Messrs. DUPUY and MILLER stated that they would have voted in the affirmative, but were paired with Messrs. MATHEWS and SHIELDS respectively.

Mr. MUNFORD withdrew his motion to dismiss the bill.

Mr. POLLARD moved to amend the bill by adding at the end of line 40, section 10, the following:

"Tenth. Whether or not every such corporation, either directly or indirectly, violates the provisions of an act approved March 19, 1884, entitled an act to restrict the running of railroad trains on Sunday"—Which motion was agreed to.

Mr. POLLARD moved to further amend the bill by adding at the end of the amendment offered by himself, the following:

"Eleventh. Whether or not such corporation compels its employees, or by their mode of paying such employees, induces them to work continuously during any one day for a greater number of hours than is compatible with the health of such employees and the security of passengers traveling over the line of such corporation"—

Which motion was agreed to.

Mr. MILLER moved to amend the bill by inserting in clause 7th, section 10, line 32, after the word "operations," the following: "and especially towards its employees, and whether or not there is any unreasonable delay in the payment of wages due said employees, and in case of such delay the cause thereof, and report the same, together with such suggestions as they may deem proper, looking to the prompt and speedy payment of such employees and such legislation as may be necessary to enforce the same;" which motion was rejected.

Mr. ECHOLS moved to reconsider the vote by which the 18th section of the bill was stricken out; which motion was rejected—yeas 18; nays 54.

On motion of Mr. MARTIN, the vote was recorded as follows:

YEAS—Messrs. Speaker, Bolen, Cardwell, Chalmers, Cornett, Dabney, Echols, Figgat, Hoge, Johnson, Wm. I. Jordan, Lightner, Loving, Noblin, Payne, Saunders, Stribling, and Taliaferro—18.

NAYS—Messrs. Addington, Arnold, Bandy, Bolling, Brown, Buchanan, Burks, Carter, Darst, Downing, Dunlop, Faulcon, Abram Fulkerson, L. D. Fulkerson, Gills, Goad, Grimsley, Hay, Holladay, Hurt, Hylton, C. F. Jordan, Lawson, Leftwitch, Lockett, McCandlish, Martin, Mauck, Mayo, Miller, Munford, O'Bannon, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ruggles, Ryan, Schoolfield, Southworth, Starke, Tavenner, Terry, Thorne, Tillar, Turner, Waddill, Webb, Westcott, Wilkins, and Wise—54.

Mr. HAY moved to amend the bill by inserting as an independent section to come in after the 3d section, the following:

"§ 4. No person holding the office of railroad commissioner, or of clerk for the railroad commissioner, shall, during his term of office, personally, or through any partner or agent, render any professional services, or make or perform any business contracts with or for any railroad corporation, nor shall he directly or indirectly receive any commission, bonus, discount, present or reward from any such corporation"—

Which motion was agreed to.

Mr. HAY moved to amend the bill by inserting after the word "party" in line 6 of section 8, the following: "and any corporation refusing to submit its books, leases, contracts and agreements with telegraph and express or other transportation companies to which it may be a party, to the examination of the board of railroad commissioners, shall be fined \$500 for each refusal; which motion was rejected.

On motion of Mr. MUNFORD, the bill was amended by striking out in line 3 of section 12, the words "and freeholders."

On motion of Mr. MUNFORD, the bill was further amended by striking out in section 16, line 15; the word "director" and inserting "proper officers"; which motion was agreed to.

Mr. OGLESBY moved to amend the bill by striking out the words "three commissioners" and inserting "one commissioner"; which motion was agreed to—yeas 39; nays 36.

On motion of Mr. OGLESBY, the vote was recorded as follows:

YEAS—Messrs. Addington, Bandy, Bolen, Bolling, Carter, Childress, Cornett, Faulcon, Abram Fulkerson, Gills, Hurt, Hylton, Johnson, Lawson, Leftwitch, Loving, McCandlish, Martin, Mauck, Mayo, Moss, O'Bannon, Oglesby, Pollard, Porter, Rice, Ruggles, Ryan, Saunders, Southworth, Starke, Tavenner, Thorne, Tillar, Turner, Van Doran, Waddill, Webb, and Wise—39.

NAYS—Messrs. Speaker, Arnold, Brown, Buchanan, Burks, Cardwell, Chalmers, Crismond, Dabney, Darst, Downing, Dunlop, Echols, Fentress, Figgatt, Goad, Grimsley, Hay, Holladay, C. F. Jordan, Wm. I. Jordan, Lightner, Lockett, Miller, Munford, Noblin, Payne, Powell, Reid, Roberts, Schoolfield, Stribling, Taliaferro, Terry, Wescott, and Wilkins—36.

Mr. OGLESBY moved to reconsider the motion by which the amendment was agreed to; which motion was agreed to—yeas 40; nays 36.

On motion of Mr. OGLESBY, the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Brown, Buchanan, Burks, Cardwell, Chalmers, Crismond, Dabney, Darst, Downing, Dunlop, Echols, Fentress, Figgatt, Goad, Grimsley, Hay, Hoge, Holladay, C. F. Jordan, Wm. I. Jordan, Lightner, Lockett, Moss, Miller, Munford, Noblin, Payne, Reid, Roberts, Saunders, Schoolfield, Starke, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—40.

NAYS—Messrs. Addington, Bandy, Bolen, Bolling, Carter, Childress, Cornett, Faulcon, Abram Fulkerson, Gills, Hurt, Hylton, Johnson, Lawson, Leftwitch, Loving, McCandlish, Martin, Mauck, Mayo, O'Bannon, Oglesby, Peters, Pollard, Porter, Rice, Ruggles, Ryan, Smith, Southworth, Thorne, Tillar, Turner, Waddill, Webb, and Wise—36.

The question recurring on the motion to strike out "three commissioners" and insert "one commissioner," was put and decided in the negative—yeas 35; nays 43.

On motion of Mr. OGLESBY, the vote was recorded as follows:

YEAS—Messrs. Addington, Bandy, Bolling, Carter, Childress, Cornett, Faulcon, Abram Fulkerson, Gills, Hurt, Hylton, Johnson, Lawson, Leftwitch, Loving, McCandlish, Martin, Mauck, Mayo, O'Bannon, Oglesby, Peters, Porter, Rice, Ruggles, Ryan, Southworth, Starke, Tavenner, Thorne, Tillar, Turner, Waddill, Webb, and Wise—35.

YAYS—Messrs. Speaker, Arnold, Brown, Buchanan, Burks, Cardwell, Chalmers, Crismond, Dabney, Darst, Downing, Dunlop, Echols, Fentress, Figgat, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, C. F. Jordan, Wm. I. Jordan, Lightner, Lockett, Moss, Miller, Munford, Noblin, Payne, Powell, Reid, Roberts, Row, Saunders, Schoolfield, Smith, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—43.

Mr. FULKERSON of *Washington*, moved to amend the bill by striking out the 19th section; which motion was rejected—yeas 29; nays 42.

On motion of Mr. FIGGAT, the vote was recorded as follows :

YAYS—Messrs. Addington, Bandy, Bolling, Brown, Buchanan, Cardwell, Falcon, Fentress, Abram Fulkerson, Gills, Hay, Holladay, Hylton, Johnson, McCandlish, Martin, Mauck, Mayo, Miller, Peters, Porter, Southworth, Thorne, Tillar, Turner, Waddill, Webb, Wilkins and Wise—29.

NAYS—Messrs. Speaker, Arnold, Burks, Carter, Chalmers, Cornett, Crismond, Darst, Downing, Dunlop, Echols, Figgat, Goad, Grimsley, Hoge, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Moss, Munford, Noblin, Payne, Pollard, Powell, Reid, Rice, Roberts, Ruggles, Saunders, Schoolfield, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, and Wescott—42.

The question being on ordering the bill, as amended, to be engrossed to be read a third time, was put and decided in the affirmative—yeas 49; nays 23.

On motion of Mr. MARTIN, the vote was recorded as follows :

YAYS—Messrs. Speaker, Arnold, Bolen, Brown, Buchanan, Burks, Carter, Childress, Crismond, Dabney, Darst, Downing, Dunlop, Echols, Fentress, Figgat, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Moss, Miller, Munford, Noblin, O'Bannon, Payne, Peters, Pollard, Powell, Reid, Rice, Roberts, Saunders, Schoolfield, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—49.

NAYS—Messrs. Addington, Bandy, Bolling, Cornett, Falcon, Gills, Hurt, Hylton, Johnson, McCandlish, Martin, Mauck, Mayo, Oglesby, Porter, Ruggles, Ryan, Southworth, Thorne, Tillar, Turner, Webb, and Wise—23.

Mr. MUNFORD moved to reconsider the vote by which the bill was ordered to be engrossed to be read a third time; which motion was rejected.

Mr. WADDILL stated that he would have voted in the negative, but was paired with Mr. DICKENSON.

Mr. DUPUY stated that he would have voted in the affirmative, but was paired with Mr. MATHEWS.

Mr. PAYNE offered the following resolutions:

Resolved, That this House has received, with profound sorrow, intelligence of the death of Gen. Winfield Scott Hancock; that by his death the whole country has lost a gallant and distinguished soldier, an eminent and patriotic citizen, and the south a firm and generous friend in the time of her greatest need.

Resolved, That Gen. Hancock's recognition of the supremacy of the civil over the military authorities in time of peace, and his celebrated utterance "that right of trial by jury, the habeas corpus, the

liberty of the press, the right of freedom of speech, and the natural rights of persons and the rights of property must be preserved," will forever endear his memory to every patriot and lover of the principles of civil and constitutional liberty.

Resolved, That as a mark of respect for the memory of this distinguished soldier and citizen, that this House do now adjourn, and that the SPEAKER thereof do transmit a copy of these resolutions to his widow, with the assurance of the profoundest sympathy of this House in this her great bereavement—

Which were unanimously agreed to.

The SPEAKER declared the House adjourned until to-morrow at 11 o'clock, A. M.

FRIDAY, FEBRUARY 12, 1886.

On motion of Mr. TERRY, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, February 11, 1886.

The Senate have agreed to House joint resolution in relation to the election of a judge for the county court of Prince Edward county.

They have passed Senate bills entitled an act to incorporate the Richmond and Alleghany aid association, No. 96; an act for the relief of John C. Thomas and others of Mathews county, Va., No. 120; an act to amend and re-enact section 11, of an act approved February 14, 1884, entitled an act to provide for the manner of choosing registrars, and judges, and clerks of election for the several counties and cities of the commonwealth, and to repeal sections 8 and 24 of chapter 8, and sections 2 and 3 of chapter 7, of the Code of 1873, No. 261; an act to allow the treasurer of Stafford county to collect by levy certain tax bills not returned delinquent, No. 272; in which bills they respectfully request the concurrence of the House of Delegates.

Nos. 272 and 120. Senate bills, were read twice and referred to the committee on finance.

No. 261. Senate bill, was read twice and referred to the committee on privileges and elections.

No. 96. Senate bill, was read twice and referred to the committee on propositions and grievances.

No. 301. House bill to authorize the qualified voters of Dickenson county to vote on the question of the removal of the county court-house, reported from the committee on counties, cities and towns, was read a first time.

The following Senate bills were reported from the committee on counties cities and towns :

No. 182. Senate bill entitled an act to amend and re-enact sections 51, 76, 77, and 78 of the charter of the city of Richmond, in relation to the collection of taxes.

No. 24. Senate bill to amend and re-enact section 17 of chapter 352, of the Acts of 1883-84, in relation to providing for the working and repairing of public roads and bridges.

No. 305. Senate bill entitled an act rearranging the judicial circuits of the State, reported from the committee for courts of justice, was read a first time.

Mr. O'BANNON, under a suspension of the rule, presented

No. 302. House bill to incorporate the Culpeper, Sperryville, Washington, and Front Royal telephone company, which was read a first time.

The following House bills, reported from the committee on propositions and grievances, were read a first time :

No. 303. House bill to incorporate the Fauquier telephone company.

No. 304. House bill to amend and re-enact section 10 of chapter 99, of the Code of 1873, in relation to wild game.

No. 305. House bill for the relief of Darling A. Bennett, reported from the committee on finance, was read a first time.

The following house bills, heretofore recommitted to the committee on finance, were reported back :

No. 141. House bill to provide for the erection of additional buildings, &c., for the State female normal school, and to make an appropriation therefor.

No. 128. House bill for the establishment of a State female normal school.

No. 146. House bill entitled an act for the relief of T. A. Gillespie, treasurer of Buchanan county, was reported from the committee on finance.

Mr. JOHNSON, under a suspension of the rule, presented,

No. 306. House bill to give the consent of the commonwealth to the purchase or acquisition of real estate by the United States government in the city of Norfolk for a site for a public building for the accommodation of the United States court rooms, post-office and other offices, which was read the first time.

Mr. BOLEN, under a suspension of the rule, presented,

No. 307. House bill to amend and re-enact section 4 of the charter of the New River and Chamber's Valley railroad company; which was read the first time.

No. 308. House bill to protect the fish in the waters of the Mattaponi and Pamunky rivers, reported from the committee on Chesapeake and its tributaries, was read the first time.

No. 309. House bill to amend section 4 of an act to incorporate the Fredericksburg and Chesapeake railroad company, reported

from the committee on roads and internal navigation, was read the first time.

A report from the committee for courts of justice in relation to the validity of the several contracts entered into between the superintendent of the penitentiary and certain persons, was, on motion of Mr. MUNFORD, passed by and ordered to be printed.

Mr. McCANDLISH offered the following resolution :

Whereas, section 3 of an act of assembly, session 1883-84, page 752, entitled an act to incorporate the Virginia and Carolina railroad company provides that before the actual work of construction shall commence, at least \$100,000 shall have been subscribed to the stock, and 20 per centum paid thereupon : and provided further, that there shall be deposited with the treasurer of the commonwealth, under his official bond, \$20,000 either in money or bonds, approved by the treasurer, to be held by such officers to the credit of the president and board of directors of said Virginia and Carolina railroad company and subject to this order, when and only after the like amount of \$20,000 has been expended upon said railroad, and the same so certified to the treasurer of the commonwealth, by the railroad commissioner, whose duty it shall be to make such examination and certificate without delay upon application ; therefore, be it

Resolved, That the treasurer of the commonwealth be and he is hereby instructed to report forthwith to this House whether or not the deposit required under section 3 of act of assembly referred to, was made at the time contemplated by law ; if so, the character, style and value of such deposit.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

The SPEAKER laid before the House the following communication :

COMMONWEALTH OF VIRGINIA,

TREASURER'S OFFICE,

RICHMOND, VA., *February 12, 1886.*

Hon. CHAS. E. STUART,

Speaker House of Delegates :

Replying to the resolution of your honorable body agreed to February 12, 1886, making inquiries as to the deposit required to be made by the Virginia and Carolina railroad company under section 3 of an act of assembly, session 1883-84, I have to say, that upon careful examination of this office, I do not find that any deposit has been made by the Virginia and Carolina railroad company.

Very respectfully, &c.,

A. W. HARMAN, JR.,
Treasurer of Virginia.

Mr. FRANKLIN moved to reconsider the vote by which the House agreed to a resolution offered by himself on yesterday calling upon the auditor for certain information; which motion was agreed to.

The question recurring on agreeing to the resolution, was put and decided in the negative.

Mr. WISE offered the following resolution :

Resolved, That the committee for courts of justice be directed to report a bill to replace the appointment of school trustees in the counties of this State in the hands of the county judge, the county superintendent of schools and the commonwealth's attorney.

The resolution was referred to the committee for courts of justice—yeas 50; nays 20.

On motion of Mr. FRANKLIN, the vote was recorded as follows :

YEAS—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Burks, Childress, Cornett, Crismond, Dabney, Downing, Dunlop, Dupuy, Eastwood, Echols, L. D. Fulkerson, Goad, Hay, Holladay, Johnson, C. F. Jordan, Lawson, Leftwitch, Lightner, Loving, Miller, Munford, O'Bannon, Patton, Payne, Pollard, Porter, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—50.

NAYS—Messrs. Bandy, Bolling, Borum, Faulcon, Franklin, Gills, Harris, Hurt, Hylton, Jones, W. H. Jordan, McCandlish, Mauck, Mayo, Ruggles, Southworth, Tillar, Turner, Waddill, and Wise—20.

The following were presented and referred under rule 37:

By Mr. POLLARD: A bill appropriating the public revenues for fiscal years 1886 and 1887. Referred to committee on finance.

By Mr. GILLS: A bill to provide for the disposition of certain revenues in the hands of the treasurer of Amelia county, which prior to the abolition of the township system in this State had been collected under township levies. Referred to committee on finance.

By Mr. HOGE: A bill to amend and re-enact section 73 entitled an act prescribing general provisions in relation to commissioners of the revenue and the assessment of taxes on persons, property, incomes and licenses, approved April 21, 1882. Referred to committee on finance.

By Mr. JOHNSON: A bill relating to licensed warehousemen and others in the city and county of Norfolk and the city of Portsmouth, the storage of property therewith and making certain warehousemen and others' receipts negotiable. Referred to committee on propositions and grievances.

By Mr. PETERS: A bill to amend and re-enact section 5 of an act entitled an act to incorporate the Danville and Narrow-Gauge railroad company, approved March 20, 1873, as amended by acts approved March 20, 1877, and by March 6, 1882. Referred to committee on roads and internal navigation.

By Mr. PAYNE: A bill providing venires in criminal cases in Fairfax county. Referred to committee for courts of justice.

By Mr. TILLAR: A bill to relieve J. L. RAWLINGS and T. J. ALLEN from fines imposed by the county court of Greenville. Referred to committee on finance.

By Mr. TILLAR: A bill for the relief of the sureties of L. L. DEAKENS, late treasurer of Greenesville county. Referred to the committee on finance.

By Mr. JOHNSON: A bill to allow the Atlantic and Danville railway company credit for the amount already paid as a tax on its mortgage recorded as to a part of the line in the payment of a tax on a mortgage as to the whole line. Referred to committee on finance.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 134. House bill to amend and re-enact an act in force February 21, 1882, entitled an act to incorporate the Virginia and Carolina railroad company, was, on motion of Mr. SMITH, taken up out of its order on the calendar—yeas 54; nays 21.

On motion of Mr. McCANDLISH, the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Burks, Cardwell, Chalmers, Childress, Cornett, Crismond, Dabney, Downing, Dupuy, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, Goad, Hay, Hoge, Holladay, Johnson, C. F. Jordan, Lawson, Leftwitch, Lockett, Loving, Miller, Munford, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—54.

NAYS—Messrs. Addington, Bandy, Bolling, Borum, Faulcon, Franklin, Gills, Harris, Hurt, Hylton, Jones, W. H. Jordan, McCandlish, Martin, Mauck, Mayo, Southworth, Turner, Waddill, Webb, and Wise—21.

The bill was read a second time.

Mr. CARDWELL moved the pending question.

The question being on ordering the bill to be engrossed to be read a third time,

Mr. McCANDLISH moved that the House do now adjourn; which motion was rejected—yeas 1; nays 64.

On motion of Mr. McCANDLISH, the vote was recorded as follows:

YEAS—Mr. Bolling—1.

NAYS—Messrs. Speaker, Arnold, Black, Bolen, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Crismond, Dabney, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Goad, Harris, Hay, Hoge, Holladay, Hurt, Jones, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, McCandlish, Moss, Miller, Munford, O'Bannon, Oglesby, Patton, Peters, Pollard, Porter, Reid, Rice, Roberts, Row, Ruggles, Ryan, Saunders, Schoolfield, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Tillar, Van Doran, Webb, Wescott, and Wilkins—64.

The pending question was ordered—yeas 47; nays 17.

On motion of Mr. McCANDLISH, the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Burks, Cardwell, Chalmers, Childress, Cornett, Crismond, Dabney, Downing, Dupuy, East-

wood, Echols, Fentress, Figgat, Hay, Holladay, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Loving, Miller, O'Bannon, Patton, Payne, Peters, Reid, Rice, Roberts, Row, Ryan, Schoolfield, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Waddill, and Wilkins—47.

YAYS—Messrs. Bandy, Bolling, Borum, Faulcon, Franklin, Harris, Hylton, Jones, W. H. Jordan, McCandlish, Mayo, Moss, Porter, Southworth, Tillar, Turner, and Wise—17.

Mr. WADDILL moved to reconsider the vote by which the pending question was ordered; which motion was agreed to.

The question recurring on ordering the pending question, was put and decided in the negative.

Mr. McCANDLISH moved to amend the bill by adding at the end of the 10th section, as proposed to be amended, the following: "provided, that said Virginia and Carolina railroad company shall deposit with the treasurer of this commonwealth, under his official bond, one hundred and fifty thousand dollars, either in money or bonds, approved by the treasurer, to be held by such officers to the credit of the president and board of directors of said Virginia and Carolina railroad company, and subject to this order, when, and only after twenty miles of said railroad have been actually constructed, ready for rolling stock, within the limits of this State, and the same so certified to the treasurer of the commonwealth by the railroad commissioner, whose duty it shall be to make such examination and certificate without delay upon application"—

Which motion was rejected—yeas 24; nays 37.

On motion of Mr. McCANDLISH, the vote was recorded as follows:

YAYS—Messrs. Speaker, Addington, Bandy, Borum, Carter, Franklin, Gilla, Harris, Hurt, Hylton, Jones, C. F. Jordan, W. H. Jordan, Lightner, McCandlish, Mayo, Moss, Patton, Payne, Southworth, Terry, Waddill, Webb, and Wise—24.

NAYS—Messrs. Black, Bolen, Brown, Buchanan, Burks, Cardwell, Chalmers, Childress, Cornett, Crismond, Dabney, Downing, Eastwood, Echols, Fentress, Figgat, Hay, Holladay, Johnson, Lawson, Leftwitch, Loving, Miller, O'Bannon, Oglesby, Reid, Rice, Roberts, Ryan, Saunders, Smith, Starke, Stribling, Taliaferro, Tavenner, Van Doran, and Wilkins—37.

The bill was ordered to be engrossed to be read a third time.

No. 242. House bill to establish a normal school at William and Mary college in connection with its collegiate course, was, on motion of Mr. PAYNE, taken up out of its order on the calendar.

On motion of Mr. PAYNE, the bill was recommitted to the committee on schools and colleges.

The hour of 12 o'clock M. having arrived, special order,

No. 149. House engrossed bill substituting a board of railroad commissioners for the present railroad commissioner of the State, and defining the duties and powers of such board, and repealing the act of March 31, 1877, in relation to said commissioner, came up.

The bill was read the third time and rejected—yeas 40; nays 42.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Brown, Buchanan, Burks, Carter, Crismond, Dabney, Downing, Dunlop, Echols, Fentress, Figgat, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, C. F. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Moss, Miller, Noblin, Patton, Payne, Pollard, Reid, Roberts, Row, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—40.

NAYS—Messrs. Addington, Bandy, Bolen, Bolling, Borum, Cardwell, Chalmers, Childress, Cornett, Faulcon, Franklin, Abram Fulkerson, Gills, Harris, Hurt, Hylton, Johnson, Jones, McCandlish, McClintic, Martin, Mauck, Mayo, Munford, O'Bannon, Oglesby, Peters, Porter, Rice, Ruggles, Ryan, Saunders, Schoolfield, Shields, Southworth, Starke, Tavenner, Tillar, Turner, Waddill, Webb, and Wise—42.

Mr. MUNFORD moved to reconsider the vote by which the bill was rejected.

Mr. DUNLOP moved to pass by the motion to reconsider; which motion was agreed to—yeas 44; nays 42.

On motion of Mr. MAYO, the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Brown, Buchanan, Burks, Carter, Crismond, Dabney, Downing, Dunlop, Eastwood, Echols, Fentress, Figgat, Goad, Hoge, Holladay, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Moss, Miller, Munford, Noblin, Patton, Payne, Peters, Pollard, Roberts, Row, Saunders, Schoolfield, Smith, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—44.

NAYS—Messrs. Addington, Bandy, Bolen, Bolling, Borum, Cardwell, Chalmers, Childress, Cornett, Faulcon, Franklin, Abram Fulkerson, L. D. Fulkerson, Gills, Harris, Hay, Hurt, Hylton, Johnson, Jones, W. H. Jordan, McCandlish, McClintic, Martin, Mauck, Mayo, O'Bannon, Oglesby, Porter, Reid, Rice, Ruggles, Ryan, Shields, Southworth, Starke, Tavenner, Tillar, Turner, Waddill, Webb, and Wise—42.

The hour of 12:15 o'clock P. M. having arrived,

Ordered, That Mr. DUPUY inform the Senate that the House is ready on its part to proceed to the execution of the joint order having for its object the election of a judge for the county court of Prince Edward county.

A message was received from the Senate by Mr. JONES, who informed the House that the Senate is ready on its part to proceed to the execution of the joint order.

Mr. DUPUY nominated Asa D. Watkins for judge of the county court of Prince Edward.

Ordered, That Mr. FRANKLIN inform the Senate that the only person in nomination before the House is Asa D. Watkins.

A message was received from the Senate by Mr. JONES, who informed the House that the only person in nomination before the Senate is Asa D. Watkins.

The roll was called with the following result:

For Asa D. Watkins,

-

-

-

65

The vote was recorded as follows :

YEAS—Messrs. Arnold, Black, Bolen, Bolling, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Crismond, Dabney, Downing, Dunlop, Dupuy, Eastwood, Eclols, Faulcon, Fentress, Figgat, Franklin, Abram Fulkerson, Gills, Goad, Hay, Hoge, Holladay, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, McCandlish, Mauck, Miller, Munford, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Tillar, Van Doran, Waddill, Webb, and Wescott—65.

The SPEAKER appointed Messrs. DUPUY, LOVING, and FRANKLIN the committee on the part of the House to count and report the joint vote.

The committee subsequently, by their chairman, reported as follows :

Whole number of votes cast,	-	-	111
Necessary to a choice,	-	-	56
Asa D. Watkins received	-	-	111

The SPEAKER declared Asa D. Watkins duly elected judge of the county court of Prince Edward, to fill the vacancy occasioned by the resignation of J. M. Crute.

A message was received from the Senate by Mr. McCORMICK, who informed the House that the Senate had passed Senate bill entitled an act to incorporate the Mineral Springs railroad company, No. 329; in which they respectfully request the concurrence of the House.

Special order, No. 90. House bill to increase the usefulness of the department of agriculture, mining, and manufacturing, was, on motion of Mr. MUNFORD, postponed.

Special order, No. 164. House bill to employ convict labor on county roads and other works of internal improvement, was, on motion of Mr. MUNFORD, postponed.

No. 258. House engrossed bill for the relief of James Wray, was, on motion of Mr. SAUNDERS, taken up out of its order on the calendar.

The bill was read a third time and passed—yeas 53.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Addington, Arnold, Black, Bolen, Brown, Burks, Cardwell, Childress, Crismond, Dabney, Downing, Dunlop, Eastwood, Fentress, Figgat, L. D. Fulkerson, Goad, Hay, Holladay, Hylton, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, McCandlish, Moss, Miller, Noblin, Patton, Payne, Peters, Pollard, Porter, Rice, Roberts, Ryan, Saunders, Shields, Smith, Southworth, Starke, Taliaferro, Tavenner, Terry, Tillar, Turner, Van Doran, Waddill, Webb, Wescott, Wilkins, and Wise—53.

Mr. SAUNDERS moved to reconsider the vote by which the bill was passed, which motion was rejected.

No. 305, Senate bill, entitled an act re-arranging the judicial cir-

cuits of the State, was, on motion of Mr. MUNFORD, taken up out of its order on the calendar.

Mr. POLLARD moved to amend the bill, by striking out the county of Mathews, where it appears in the ninth circuit, and inserting it in the eighth circuit; which motion was agreed to.

Mr. POLLARD moved to reconsider the vote by which the amendment was agreed to; which motion was agreed to.

The question recurring on the motion to strike out the county of Mathews, where it appears in the ninth circuit, and insert it in the eighth circuit, was put and decided in the negative.

Mr. PORTER moved to amend the bill by striking out the county of Surry, where it appears in the first judicial circuit, which motion was rejected—yeas 21; nays 39.

On motion of Mr. PORTER, the vote was recorded as follows :

AYES—Messrs. Addington, Bandy, Bolen, Bolling, Borum, Faulcon, Fentress, Franklin, Harris, Johnson, Jones, W. H. Jordan, Lightner, McCandlish, Pollard, Porter, Shields, Smith, Southworth, Starke, and Tillar—21.

NAYS—Messrs. Speaker, Arnold, Black, Brown, Buchanan, Burks, Carter, Downing, Eastwood, Echols, Figgatt, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Hylton, C. F. Jordan, Lawson, Leftwitch, Loving, Mauck, Munford, O'Bannon, Oglesby, Patton, Rice, Roberts, Row, Saunders, Stribling, Taliaferro, Tavenner, Terry, Waddill, Wescott, Wilkins, and Wise—39.

Mr. PORTER moved to strike out the county of "Surry" where it appears in the first circuit and insert it in the second circuit.

Pending its consideration,

The hour of 2 o'clock, P. M. having arrived, the chair was vacated until 4 o'clock, P. M.

EVENING SESSION.

The chair was resumed at 4 o'clock, P. M.

No. 180. House bill to amend and re-enact section 2, chapter 147, Code of 1873, in relation to warrants for small claims, was, on motion of Mr. TERRY, taken up out of its order on the calendar.

The bill was read a second time.

On motion of Mr. TERRY, the bill was amended by inserting after the word "constable" in line 2, of section 2, the following: "or if there be no constable in the district in which the defendant resides, the warrant may be directed to, and executed by the sheriff of the county," which motion was agreed to.

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 256. House bill to regulate the times for holding circuit courts in the four judicial circuit, was, on motion of Mr. HOGG, taken up out of its order on the calendar.

The bill was read a second time, and ordered to be engrossed to be read a third time.

No. 305. Senate bill entitled an act re-arranging the judicial circuits of the State, came up.

The question being on agreeing to the amendment offered by Mr. PORTER, to strike out the county of "Surry" in the first circuit and insert it in the second circuit, was put and decided in the affirmative—yeas 32; nays 25.

On motion of Mr. FIGGAT, the vote was recorded as follows:

YEAS—Messrs. Speaker, Addington, Arnold, Bandy, Bolling, Borum, Chalmers, Crismond, Faulcon, Fentress, Holladay, Hurt, Hylton, McClintic, Mauck, Mayo, Noblin, Payne, Pollard, Porter, Rice, Ruggles, Ryan, Schoolfield, Southworth, Taliaferro, Tavenner, Tillar, Turner, Van Doran, Waddill, and Wise—32.

NAYS—Messrs. Black, Brown, Buchannan, Burks, Carter, Childress, Downing, Eastwood, Echols, Figgat, Goad, Hay, Hoge, C. F. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, O'Bannon, Oglesby, Saunders, and Terry—25.

Mr. STUART moved to reconsider the vote by which the amendment was agreed to; which motion was agreed to—yeas 30; nays 28.

On motion of Mr. STUART, the vote was recorded as follows:

YEAS—Messrs. Speaker, Black, Brown, Buchanan, Burks, Childress, Downing, Dunlop, Dupuy, Echols, Figgat, Abram Fulkerson, Goad, Hay, Hoge, C. F. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, O'Bannon, Oglesby, Roberts, Saunders, Southworth, Terry, and Waddill—30.

NAYS—Messrs. Addington, Arnold, Bolen, Bolling, Borum, Chalmers, Crismond, Faulcon, Fentress, Holladay, Hurt, Hylton, McClintic, Mauck, Mayo, Moss, Noblin, Payne, Pollard, Porter, Reid, Rice, Ryan, Taliaferro, Tillar, Turner, Van Doran, and Wise—28.

The question recurring on the motion of Mr. PORTER to strike out the county of "Surry" in the 1st circuit, and insert it in the 2d circuit, was put and decided in negative.

The bill was read a third time and passed—yeas 46; nays 15.

On motion of Mr. MAYO, the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Burks, Carter, Childress, Cornett, Crismond, Dabney, Downing, Dunlop, Dupuy, Eastwood, Echols, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Hay, Holladay, Hurt, C. F. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Peters, Rice, Roberts, Ryan, Saunders, Schoolfield, Smith, Tavenner, Terry, and Van Doran—46.

NAYS—Messrs. Bandy, Borum, Chalmers, Faulcon, Fentress, Hylton, Mauck, Mayo, Moss, Pollard, Porter, Southworth, Taliaferro, Turner, and Wise—15.

Mr. MUNFORD moved to reconsider the vote by which the bill was passed, which motion was rejected.

The SPEAKER laid before the House a communication from the auditor of public accounts in response to a resolution of the House asking the amount of revenue for the year 1886, and the probable amount necessary for the support of the government, to support the free schools and to pay the interest on the public debt.

On motion of Mr. MUNFORD, the communication was passed by and ordered to be printed.

On motion of Mr. O'BANNON, the House adjourned until to-morrow at 11 o'clock, A. M.

SATURDAY, FEBRUARY 13, 1886.

On motion of Mr. MILLER, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows :

In Senate, February 12, 1886.

The Senate have passed House bill entitled an act to incorporate the Surry, Sussex, and Southampton railway, No. 125.

They have agreed to the amendments proposed by the House of Delegates to Senate bills, entitled an act to incorporate the Warm Springs Valley railroad company, No. 126; and an act to remove the political disabilities of W. O. Hardaway and others, No. 163.

They have passed Senate bills, entitled an act for the relief of Charles Gee, from a fine imposed by the county court of Prince Edward county, No. 350; an act to legalize the issue of certain bonds of the city of Roanoke, No. 335; an act to incorporate the Lynchburg and Southwest railroad company, No. 214; an act to amend and re-enact an act to repeal the act passed January, 26, 1866, relating to fences, so far as said act applies to Little Mill election district, in the county of Sussex, approved March 7, 1884, No. 320; an act to allow the school trustees of Red Bank district, Halifax county, to expend surplus funds in school houses, No. 286; an act to incorporate the consolidated Security and Investment company, No. 304; an act to incorporate the Virginia Boom and Log company, No. 309; an act to allow the treasurer of Lunenburg county to collect by levy, certain tax bills not returned delinquent, No. 228; an act to amend section 17, of the charter of Suffolk, as amended by an act entitled an act to amend the charter of the town of Suffolk, approved March 1, 1875, No. 203; an act to submit the question of increasing the levy for district school purposes to the qualified voters of the Monterey and Stonewall school districts, of Highland county, No. 260; an act to authorize the road board of Central district, in Rockingham county, to establish a toll-gate on the Dry River road, in said county, No. 311; an act to authorize the treasurers of Madison and Albemarle counties to complete delinquent returns as to county levies, and to collect tax-tickets held by said treasurers, but as to which they have settled with the auditor and board of supervisors without returning the same delinquent, No. 219; an act to authorize the mayor and common council of the town of Liberty to

borrow money to extend its system of water-works, and to make other permanent improvements, No. 343; to amend an re-enact sections 3 and 8, of an act approved August 23, 1884, entitled an act to amend and re-enact sections 3 and 8 of an act approved March 7, 1884, entitled an act to amend and re-enact the charter of the town of North Danville, No. 355; an act to authorize the board of commissioners of Leesburg district, in Loudoun county, to make an additional levy for road expenditures, not exceeding \$500, No. 375; an act to determine to whom the title to the Falmouth bridge, in the county of Stafford, shall be conveyed, to confirm the purchase of same, with provisions to carry out contract with Ficklin, No. 376; an act to authorize the authorities of the city of Winchester, to establish water-works, and to incur a debt for that purpose, No. 377; an act to incorporate the consolidated Abattoir company, of Alexandria, Washington, and Georgetown, No. 181; an act to incorporate the Mendota and Moccasin turnpike company, No. 256; an act for the relief of John H. Sears, treasurer of Mathews county, Va., No. 177; an act to incorporate the Alleghany institute, No. 349; an act for the relief of Robert M. Hutchinson and George R. Land, administrators of Samuel G. Farrar, late treasurer of the county of Mecklenburg, No. 48; an act to amend and re-enact section 11, of an act entitled an act to amend and re-enact an act entitled an act to provide for the working of roads in the counties of Chesterfield, Powhatan, and Goochland, approved November 24, 1884, No. 336; an act to incorporate the Wythe, Bland, Carroll, and Grayson telephone company, No. 255; an act to amend and re-enact an act entitled an act to incorporate the Manchester Railway Improvement company, and to change the name thereof to the Richmond and Manchester railway company, No. 210; an act to require quarterly reports to be made to the governor by the heads of departments and other State agencies, No. 275; an act to authorize the Seaboard and Roanoke railroad company, to make contracts for the use and operation or lease of connecting lines, and conferring certain other additional powers on said company, No. 165; and an act to incorporate the Rockbridge Savings bank, No. 243; in which bill they respectfully request the concurrence of the House of Delegates.

Nos. 165, 256, and 376. Senate bills, were read twice and referred to the committee on roads and internal navigation.

Nos. 181, 304, and 309. Senate bills, were read twice and referred to the committee on propositions and grievances.

No. 286. Senate bill, was read twice and referred to the committee on schools and colleges.

Nos. 275, 48, and 175. Senate bills, were read twice and referred to the committee on finance.

Nos. 203, 320, 228, 311, 210, 336, and 343. Senate bills, were read twice and referred to the committee on counties, cities and towns.

Nos. 214, 255, 350, 260, 243, 219, 349, 355, 375, and 377. Senate bills, were read twice and placed on the calendar, the rule having been

suspended on motions severally made, requiring their reference to committees.

No. 329. Senate bill entitled an act to incorporate the Mineral Springs railroad company, was read twice and referred to the committee on roads and internal navigation.

No. 310. House bill to amend and re-enact section 16 of chapter 206, and to repeal section 631 of chapter 206, Code of 1873, in relation to convicts, reported from the committee on asylums and prisons, was read a first time.

No. 311. House bill to provide for opening toll-gate; to prohibit collection of toll on the Lynchburg and Salem turnpike, and to provide for keeping the same in order, reported from the committee on roads and internal navigation, was read a first time.

No. 312. House bill to prohibit members of the General Assembly, and the judges, and all salaried officers of the commonwealth, from using railroad passes and complimentary tickets, reported from the committee for courts of justice, was read a first time.

The following House bills reported from the committee for courts of justice, with the recommendation that they do not pass, were read a first time:

No. 313. House bill to provide for special judges in particular cases.

No. 314. House bill to authorize the board of supervisors of Caroline county to increase the pay of judge of said county.

No. 315. House bill to increase the salary of the judge of the county court of Montgomery.

No. 316. House bill to increase the salary of the judge of the county court of Princess Anne.

The following House bills reported from the committee on finance, were read a first time:

No. 317. House joint resolution to recover to the sinking fund losses heretofore sustained therein.

No. 318. House bill for the relief of Thomas Spencer, administrator of E. W. Couch, late treasurer of Petersburg city.

No. 319. House bill for the relief of R. A. Trice, deputy treasurer of Goochland county.

No. 320. House bill to provide for the deposit of State funds in certain cases.

Mr. PETERS, under a suspension of the rule, presented,

No. 321. House bill to amend and re-enact an act entitled an act to incorporate the town of Martinsville, in the county of Henry, which was read a first time.

Mr. SCHOOLFIELD, under a suspension of the rule, presented,

No. 322. House bill to amend and re-enact section 18, of an act approved March 17, 1884, entitled an act to amend and re-enact the charter of the town of North Danville, which was read a first time.

Mr. FULKERSON of *Washington*, under a suspension of the rule, presented,

No. 323. House bill to amend and re-enact section 3 of an act to charter the Stock creek coal and iron company, approved March 9, 1884, which was read a first time.

Mr. DUPUY, under a suspension of the rule, presented,

No. 324. House bill to provide for removing obstructions, &c., in Buffalo and Spring creeks, in Prince Edward county, which was read a first time.

Mr. McCANDLISH offered the following resolution:

Whereas, the treasurer of the commonwealth has answered, in response to a resolution of this House, dated February 12, 1886, inquiring whether or not the Virginia and Carolina railroad has deposited with the treasurer of the commonwealth twenty thousand dollars, as required under section 3 of an act entitled an act to incorporate the Virginia and Carolina railroad company, Acts of Assembly 1883-84, page 752, that upon careful examination of his office he does not find that any deposit has been made by the Virginia and Carolina railroad company; and whereas under said section 3 of said Act of Assembly, session 1883-84, page 752, it is expressly provided and declared, to-wit:

"That before the rights hereby conferred shall become vested, and before the actual work of construction shall commence, at least one hundred thousand dollars shall have been subscribed to the stock, and twenty per centum paid thereupon: and provided further, that there shall be deposited with the treasurer of the commonwealth, under his official hand, twenty thousand dollars, either in money or bonds, approved by the treasurer, &c.;" and whereas the very condition precedent to this company acquiring any vested rights whatsoever under its act of incorporation, has not been complied with; therefore,

Be it resolved, That the committee for courts of justice be and they are hereby directed to inquire and report to this House what is the status of the Virginia and Carolina railroad company, and whether it is right to grant it further charter privileges, it appearing by the treasurer's response that it is not organized according to law; and this committee be empowered to send for persons and papers.

The House refused to refer the resolution to a committee.

The resolution was rejected—yeas 20; nays 42.

On motion of Mr. McCANDLISH, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Faulcon, Gills, Hoge, Hurt, Hylton, Jones, W. H. Jordan, McCandlish, McClintic, Martin, Mauck, Moss, Porter, Southworth, Turner, Webb, and Wise—20.

NAYS—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Burks, Cardwell, Chalmers, Childress, Cornett, Crismond, Dabney, Downing, Dupuy, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, Hay, Holladay, Johnson, C. F. Jordan, Wm. I. Jordan, Leftwitch, Lightner, Munford, Noblin, O'Bannon, Patton, Payne, Pollard, Rice, Roberts, Ryan, Schoolfield, Smith, Stribling, Taliaferro, Tavenner, and Van Doran—42.

Mr. BURKS entered a motion to reconsider the vote by which the resolution was rejected.

Mr. HAY offered the following resolution:

Resolved, That the superintendent of public printing is hereby directed to have printed five thousand copies of an act approved March 19, 1884, entitled an act to provide for the sale of lands delinquent for taxes and county levies, as amended by an act approved November 29, 1884, and also an act approved February 8, 1886, and to furnish five copies to each member of the General Assembly, and to distribute the remainder as soon as practicable among the county clerks of the counties of the State, in proportion to the population of the several counties of the State.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Leave of absence was granted to Mr. BORUM one day.

The following were presented and referred under rule 37:

By Mr. McCLINTIC: A bill to authorize the trustees of the Clifton Forge Baptist church to sell certain real estate. Referred to committee for courts of justice.

By Mr. TALIAFERRO: A bill to authorize the purchase for the State of the portrait of Augustine Warner, one of the speakers of the House of Burgesses of the Colony of Virginia. Referred to committee on finance.

By Mr. RYAN: A bill to provide for a reduced license on telephone companies whose receipts amount to less than five hundred dollars. Referred to committee on finance.

By Mr. CHALMERS: A bill extending the time to I. N. Jones for the collection of certain taxes and levies. Referred to committee on finance.

By Mr. RICE: A bill for making or repairing division fences between cotermious landowners in the counties of Alleghany, Bath, &c. Referred to committee on counties, cities and towns.

By Mr. TAVENNER: A bill for the protection of wild game in Frederick county. Referred to committee on propositions and grievances.

The committee on enrolled bills report that the governor has approved the following bills:

An act to amend and re-enact an act to incorporate the Washington, Cincinnati and St. Louis railroad company, approved March 15, 1872, as the same was amended by an act, approved March 13, 1877.

An act to incorporate the Preachers' home association of the Virginia annual conference, Methodist Episcopal church south.

An act fixing the time for holding courts in the 13th judicial circuit.

An act to amend and re-enact section 5 of an act to provide for the working and keeping in repair the public roads, in the county of Alleghany, Bath and Highland.

An act to amend and re-enact section 7, of chapter 423 of the Acts of 1883-84, in force March 14, 1884, in relation to the office of commissioner of agriculture.

An act to allow the treasurer of Alleghany county to file an amended list of delinquent land and property taxes for the year 1883.

An act to amend and re-enact section 33, chapter 49, of Code of 1873, in relation to property being exempt from distress or levy.

An act to amend and re-enact the charter of the Suffolk and Carolina railway company.

An act to incorporate the Roanoke and Southern railway company.

An act to amend and re-enact an act approved March 10, 1884, entitled an act to amend an act approved January 18, 1884, entitled an act to incorporate the Lynchburg, Halifax and North Carolina railroad company.

An act making an annual appropriation for the support of the Home of R. E. Lee camp, No. 1, Confederate veterans.

An act to provide for the completion of the Southwestern lunatic asylum and appropriating money therefor.

An act to amend and re-enact sections 1 and 3, chapter 94, of Acts 1881-82, of an act entitled an act to incorporate the Richmond coal mining and manufacturing company.

An act to regulate the assessment and collection of taxes in the hands of notaries public and clerks of courts.

An act to amend and re-enact chapter 183, of acts of assembly of 1879-80, entitled an act authorizing the school trustees of Richmond district, Wise county, Va., to sell one acre of Cold Spring tract of lands.

An act to amend and re-enact section 17, of chapter 13, of the Code of 1873, as amended by an act to amend and re-enact certain sections of the Code of 1873, and certain acts of assembly amendatory thereof, and other acts of assembly in relation to salaries of certain officers of the government and their employees; compensation of members and officers of the General Assembly, mileage and other allowances; to define the salaries of certain officers, and to repeal chapter 153 of the act of 1874, and section 27, of chapter 16, and sections 5, 16 and 24, of chapter 13, of the Code of 1873, and all other acts or parts of acts in conflict therewith, approved March 12, 1878.

An act to amend and re-enact chapter 165, Acts of 1883-84, entitled an act to amend and re-enact sections 13 and 14, of chapter 41, of Code of Virginia, 1873, in relation to writs of fieri facias and capias pro fine, in judgments in favor of the commonwealth, approved February 25, 1884.

An act authorizing the secretary of the commonwealth and State librarian to transmit to W. A. Glasgow, at Fincastle, Va., one copy of each volume of the calendar of Virginia historical manuscripts.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 169. Senate bill entitled an act to amend the charter of the town of Jeffersonville, in the county of Tazewell, was, on motion of Mr. BANDY taken up out of its order on the calendar.

The bill was read a third time and passed.

Mr. BANDY moved to reconsider the vote, by which the bill was passed, which motion was rejected.

No. 229. Senate bill entitled an act to refund to A. R. Green, treasurer of Halifax county, the amount of costs paid by him in a suit resisting the payment of coupons for State taxes, was, on motion of Mr. NOBLIN, taken up out of its order on the calendar.

On motion of Mr. RYAN, the bill was amended by adding at the end of the 1st section the following: "and be it further enacted that J. L. McIntosh, treasurer of Loudoun county, be paid the sum of \$342 61, being the amount of costs paid by him in resisting certain claims to the right to pay the State revenue in coupons, the United States court having decreed that said treasurer should receive the coupons and pay the said costs."

The bill was ordered to its third reading.

No. 256. House engrossed bill to regulate the times for holding the circuits courts in the fourth judicial circuit, was, on motion of Mr. HOGG, taken up out of its order on the calendar.

The bill was read a third time and passed.

Mr. HOGG moved to reconsider the vote by which the bill was passed, which motion was rejected.

No. 277. House bill to authorize the town of Warrenton to erect water-works and to borrow money therefor, was, on motion of Mr. PAYNE, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 285. House bill for the annual sale of lands returned delinquent since the year 1884, was, on motion of Mr. FULKERSON of *Washington*, taken up out of its order on the calendar.

On motion of Mr. FULKERSON of *Washington*, the bill was made a special and continuing order for Monday next, at 11:30 P. M.

No. 283. House bill to amend and re-enact an act providing for working and keeping in order the public roads in the county of Russell, approved February 25, 1884, and to amend and re-enact an act to amend and re-enact section 4, 8, and 9 of chapter 156, of the Acts of the General Assembly of 1883-84, in regard to the working of roads in Russell county, Va., approved August 26, 1884, was, on motion of Mr. WADDILL, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 183. House bill to provide for the working and the keeping in order the public roads of Botetourt, was, on motion of Mr. FIGGAT, taken up out of its order on the calendar.

The bill was read a second time.

On motions severally made by Mr. FIGGAT, the bill was amended.

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 239. House bill to provide for a new registration of voters for the city of Fredericksburg, was, on motion of Mr. CRISMOND, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 85. Senate bill entitled an act giving authority to the city of Richmond to improve and control roads to new reservoir and soldiers' home, was, on motion of Mr. RYAN, taken up out of its order on the calendar.

The substitute proposed by the committee on counties, cities and towns, was agreed to.

The bill, as amended, was ordered to its third reading.

No. 201. House bill to incorporate the James River and North Carolina railroad company, was, on motion of Mr. BURKS, taken up out of its order on the calendar.

The bill was read a second time.

On motion of Mr. STRIBLING, the bill was amended by adding after the word "line," 10th line of section 5, the following: "and if it should ever consolidate with a foreign corporation, in accordance with the provisions of this section, the consolidated company shall always remain a Virginia corporation in regard to the right of suing and being sued."

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 259. House bill for the relief of W. T. Edwards, inspector of oysters for the city of Portsmouth, was, on motion of Mr. PORTER, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 146. House engrossed bill entitled an act for the relief of T. A. Gillespie, treasurer of Buchanan county, was, on motion of Mr. CHILDRESS, taken up out of its order on the calendar.

The amendments proposed by the Senate were agreed to.

Motions severally made by Mr. BOLEN to reconsider the votes by which the amendments of the Senate were agreed to, were rejected.

Mr. STUART moved to rescind the order of the House by which No. 97. House bill to incorporate the Mineral railroad company, was made a special order for Saturday, the 12th of February, at 4 P. M.; which motion was agreed to.

No. 97. House bill to incorporate the Mineral railroad company, (this bill was reported January 14, 1886, without amendment, from the committee on roads, &c.,) was, on motion of Mr. STUART, taken up out of its order on the calendar.

The bill was read a second time.

Mr. TAVENNER moved to amend the bill by inserting after the word "them," in line 12 of section 1, the words: "by the city of Winchester;" which motion was rejected—yeas 16; nays 42.

On motion of Mr. STUART, the vote was recorded as follows:

YEAS—Messrs. Arnold, Chalmers, Dabney, Downing, Fentress, Holladay, C. F. Jordan, Lightner, Lockett, Moss, Noblin, Payne, Peters, Porter, Starke, and Tavenner—16.

NAYS—Messrs. Speaker, Acker, Addington, Black, Buchanan, Cardwell, Cornett, Dunlop, Eastwood, Echols, Faulcon, Figgat, Hay, Hoge, Hurt, Hylton, Johnson, W. H. Jordan, Wm. I. Jordan, Leftwich, McCandlish, McClintic, Martin, Mauck, Mayo, Miller, Munford, O'Bannon, Oglesby, Patton, Roberts, Row, Saunders, Schoolfield, Smith, Southworth, Stribling, Tillar, Turner, Waddill, Webb, and Wise—42.

Mr. STUART moved to reconsider the vote by which the amendment was rejected; which motion was rejected.

The bill was ordered to be engrossed to be read the third time.

The hour of 1 o'clock P. M., having arrived, special order.

No. 103. House bill to repeal an act entitled an act providing for a new board of visitors for the University of Virginia, approved April 14, 1882, and to amend and re-enact sections 2, 4 and 5, of chapter 80, of the Code of 1873, came up.

The bill was ordered to be engrossed to be read the third time.

Special order, No. 90. House bill to increase the usefulness of the department of agriculture, mining and manufacturing, came up.

The bill was read the second time.

On motion of Mr. SAUNDERS, the bill was amended by striking out the word "July" in line 24 of section 1, and inserting in lieu thereof the word "January."

On motion of Mr. SAUNDERS, the bill was further amended by adding as an independent section to come in after the 8th section, the following:

"§ 9. In order to facilitate the collection of statistics, the board of agriculture, mining and manufacturers may call upon commissioners of the revenue in any and every county and corporation of the State for assistance. Blank forms of interrogatories may be furnished to said commissioners to be filled by property owners in the respective cities and corporations, and it shall be the duty of said commissioners to supply a copy of the blank forms so furnished to each property owner in their respective counties or corporations at the time and in the manner in which forms are distributed for listing property for taxation, and to return said forms, when filled up, to the commissioner of agriculture as soon as possible. And it is hereby made the duty of all persons to make out and deliver to the commissioner of the revenue answers to the questions asked in the blanks aforesaid, subscribing the same under oath, and in case of failure or refusal to comply with the requirements of this act, the penalty shall be the same with that prescribed for failing to comply with chapter 33, section 55, Code of 1873."

The bill, as amended, was ordered to be engrossed to be read the third time.

Special order, No. 164. House bill to employ convict labor on county roads and other works of internal improvement, came up.

Mr. Moss moved to amend the bill by adding as an independent section, the following :

"The board of supervisors of the counties which may avail themselves of the provisions of this act, may cause the roads of the counties to be worked by the convicts under such regulations as they may prescribe in conformity with this act"—

Which motion was rejected.

Mr. WADDILL offered a substitute for the bill, which was rejected—yeas 13; nays 47.

On motion of Mr. WADDILL, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Faulcon, Hurt, Jones, Wm. H. Jordan, McCandlish, Mauck, Southworth, Waddill, Webb, and Wise—13.

NAYS—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Cornett, Crismond, Dabney, Downing, Dunlop, Dupuy, Echols, Fentress, Figgat, L. D. Fulkerson, Hay, Holladay, C. F. Jordan, Wm. I. Jordan, Leftwitch, Lightner, Moss, Miller, Munford, Noblin, O'Bannon, Payne, Peters, Pollard, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Starke, Stribling, Taliaferro, Terry, Tiller, and Turner—47.

Mr. CARDWELL moved to amend the bill by inserting in the 1st section of line 3 after the word "State," the words: "upon a requisition approved by the judge of the county court; which motion was agreed to.

Mr. FIGGAT moved to amend the bill by inserting after the word "supervisors" in line 3 of section 1, the words: "road commissioners or board of;" which motion was rejected.

Mr. MILLER moved to amend the bill by inserting the words "or board of road commissioners" after the word "supervisors" in line 1 of section 3; which motion was rejected.

Mr. Moss moved to amend the bill by inserting after the word "county" in 5th line of 1st section, the following: "under such regulations as the board of supervisors may prescribe in conformity with this act and;" which motion was agreed to.

Mr. FULKERSON of *Washington*, moved to amend the bill by adding at the end of the 1st section, the following: "provided that if the supervisors shall deem it best that the convicts furnished be employed on any turnpike or Macadamized roads in their respective counties, the said boards may so employ them, or arrange for their employment on such roads with the companies authorized to construct such roads."

Pending the consideration of which,

On motion of Mr. DOWNING, the House adjourned until Monday morning at 11 o'clock, A. M.

MONDAY, FEBRUARY 15, 1886.

On motion of Mr. BURKS, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, February 13, 1886.

The Senate have passed, with amendments, House bills entitled an act providing for working and keeping in order the public roads of Nansemond county and for levying the necessary tax for said purposes, No. 60; an act to amend and re-enact section 4 of chapter 142, of the Code of Virginia, in relation to limited partnerships, No. 65; an act to amend and re-enact an act entitled an act to amend and re-enact the 20th section, 79th chapter, Code of 1873, in regard to duties of city councils, to make appropriations for school purposes, approved March 17, 1878, No. 28; and an act to incorporate the Western Branch railway company, No. 200.

They have passed House bills entitled on act to incorporate the Farmers Union, of Cumberland, Buckingham, and Prince Edward counties, No. 75; an act authorizing the governor to loan to the Staunton male academy, at Staunton, Va., and to the Fishburne military school, at Waynesboro', arms, No. 131; an act to incorporate the Madison Courthouse and Orange railroad company, No. 133; an act to render valid the action of the board of supervisors of Tazewell county in their conveyance of thirty feet of land to A. White and Joseph Stras, No. 147; an act to authorize the county of Madison to subscribe to the stock of the Madison Courthouse and Orange railroad on certain conditions, No. 178; an act to incorporate the Wytheville and Iron Mountain railroad company, No. 235; an act to work and keep in repair the roads in the county of Lancaster, No. 7; an act incorporating the Supreme Grand lodge grand united order Knights of Solomon, No. 74; an act to enable Mary Ann Bruton and Alfred Shields, her trustee, to sell certain property, No. 84; an act to authorize the construction of a railroad from Goodson to and through the coal mines of Russell, Dickenson, and Buchanan, No. 96; an act to amend section 3 of an act approved February 12, 1884, incorporating the Norfolk classified building association of the city of Norfolk, No. 99; an act for the relief of the sureties of A. F. Creel, No. 111; an act to provide for the working of the public roads in the counties of Northumberland and Westmoreland, No. 115; an act to authorize the board of supervisors of Mathews county to levy a tax for the establishment and equipment of a ferry across from Gwynn's island to the main land of said county, and to provide regulations for the same, No. 116; an act authorizing the board of supervisors of Essex to declare operative as to said county, the act to provide for working and repairing of public roads and bridges, approved March 8, 1884, No. 117; an act requiring the

county judge of Brunswick, to submit the question of continuing or repealing the fence law to the voters of Sturgeon magisterial district, in said county, upon certain conditions, No. 118; an act to incorporate the Southwest Virginia institute, No. 121; an act to allow Thomas C. Kellam to erect a wharf for shipping produce on a tributary of Wachapreague inlet, Accomac county, Va., No. 126; an act for the relief of school teachers, No. 130; an act to provide for the opening, altering, changing, and working the public roads in the county of Warren, No. 138; and an act to provide for opening and working, and repairing the public roads in Grayson county, No. 193.

They have passed Senate bills entitled an act to authorize the governor, in the examination of the transactions of delinquent officers and the State institutions, to employ an expert accountant, &c., No. 310; an act to amend and re-enact section 12 of chapter 57, of the Code of Virginia, edition of 1873, in relation to the scale of voting on stock of incorporated companies, No. 245; an act to provide for the payment of money into the treasury by check or certificate of deposit, No. 47; an act to repeal section 15 of sub-chapter 18 of chapter 311, of Acts of 1877-78, in relation to furnishing guards in removing prisoners, No. 97; an act to pay H. Hughes' administrator \$67 65, in full of jailor's fees against the commonwealth, No. 105; and an act to regulate the practice of dentistry, No. 26.

In which amendments and bills they respectfully request the concurrence of the House of Delegates.

Nos. 105, 47, and 310. Senate bills, were read twice and referred to the committee on finance.

No. 245. Senate bill, was read twice and referred to the committee on propositions and grievances.

No. 98. Senate bill, was read twice and referred to the committee for courts of justice.

No. 26. Senate bill, was read twice and placed on the calendar, the rule having been suspended on motion of Mr. DUNLOP, requiring its reference to a committee.

No. 65. House bill returned from the Senate with an amendment, was placed on the calendar, the rule having been suspended on motion of Mr. CARDWELL, requiring its reference to a committee.

No. 28. House bill returned from the Senate with amendments, was referred to the committee on counties, cities and towns.

No. 60. House bill returned from the Senate with an amendment, was referred to the committee on counties, cities and towns.

No. 200. House bill returned from the Senate with amendments, was referred to the committee on roads and internal navigation.

The following House bills, reported from the committee on counties, cities and towns, were read a first time:

No. 325. House bill to authorize the board of supervisors of Surry county to take the census of said county.

No. 326. House bill to authorize the counties of Washington and

Russell to take stock in the Washington and Russell turnpike company, to contract for convict labor to McAdamize the said road, and to erect telephone lines in said counties.

No. 327. House bill for making and repairing division fences between coterminous land owners in the county of Shenandoah.

No. 328. House bill to authorize W. C. Claibourne to erect a toll bridge across Dan river, at Claibourne ferry.

No. 329. House bill to authorize the board of supervisors of Washington county to fix the pay of the superintendent of the poor.

The following Senate bills were reported from the committee on counties, cities and towns:

No. 311. Senate bill entitled an act to authorize the road board of central district, in Rockingham county, to establish a toll gate on the Dry river road, in said county.

No. 356. Senate bill entitled an act to amend and re-enact section 11 of an act entitled an act to amend and re-enact an act to provide for the working of roads in the counties of Chesterfield, Powhatan, and Goochland, approved November 24, 1884.

No. 343. Senate bill entitled an act to authorize the mayor and common council of the town of Liberty, to borrow money to extend its system of water-works, and to make other permanent improvements.

No. 376. Senate bill entitled an act to determine to whom the title to the Falmouth bridge, in the county of Stafford, shall be conveyed, to confirm the purchase of same with provisions to carry out contract with Ficklin, was reported from the committee on roads and internal navigation.

The following House bills reported from the committee for courts of justice, were read a first time:

No. 330. House bill to fix the times upon which general assignments may be made.

No. 331. House bill to authorize the trustee of the Clifton Forge Baptist church to sell certain real estate, with the recommendation that it do not pass.

The following House bills reported from the committee on finance and banks, were read a first time:

No. 332. House bill to allow John W. Richardson, treasurer of Smyth county, further time to levy and collect certain tax-tickets.

No. 333. House bill to pay Pegram and Stringfellow for professional services rendered the State in the litigation involving the validity of the act entitled an act to regulate the granting of licenses for the exercise of any privilege.

The following House bills reported from committee on counties, cities, and towns, were read a first time:

No. 334. House bill amending an act prescribing the duties and powers of certain county officers.

No. 335. House bill to amend the charter of the town of South Boston, Virginia.

Mr. ECHOLS, under a suspension of the rule, presented,

No. 336. House bill to authorize the treasurer of Augusta county, to carry forward certain unproductive balances on county levies, which was read a first time.

Mr. WADDILL, under a suspension of the rule, presented,

No. 337. House bill declaring the North Fork of Clinch river, in the county of Scott, a public highway, which was read a first time.

Mr. LIGHTNER under a suspension of the rule, presented,

No. 338. House bill to amend and re-enact section 3 of an act approved March 9th, 1880, as amended by an act approved March 18th, 1884, in relation to wild game, which was read a first time.

Senate joint resolution to authorize the governor to take such proceedings as may be necessary, to fix the boundary line between Virginia and Tennessee, was reported from the committee for courts of justice.

Mr. STUART offered the following resolution :

Resolved, That the resolution providing that the chair be vacated at two, and resumed at four, be rescinded for this day and to-morrow only.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. STUART moved to reconsider the vote by which the resolution was agreed to, which motion was rejected.

On motion of Mr. CARDWELL,

Resolved, That when the House adjourns to-day, it be to meet to-morrow February 16, at 11 o'clock, A. M.

A message was received from the Senate by Mr. RHEA, who informed the House that the Senate had agreed to a concurrent resolution as follows:

Resolved (the House of Delegates concurring), That the members of the special joint committee on the public debt, be relieved from service upon standing committees on Wednesday and Friday of the present week; and that said members be also excused from attendance upon the sessions of the General Assembly on said days; and that the General Assembly will, as far as practicable, consider local bills only on said days.

The SPEAKER laid the concurrent resolution before the House.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. STUART moved to reconsider the vote by which the resolution was agreed to, which motion was rejected.

Ordered, That Mr. POLLARD inform the Senate that the House has agreed to the concurrent resolution.

The motion entered by Mr. BURKS, to reconsider the vote by which the House rejected the resolution offered by Mr. McCANDLISH on Saturday last in relation to the Virginia and Carolina railroad, came up.

Pending the consideration of which,

The hour of 11½ o'clock having arrived, special order,

No. 285. House bill for the annual sale of lands returned delinquent since the year 1884, came up.

The bill was read a second time.

On motion of Mr. POLLARD, the bill was amended by inserting as an independent section, to come in after the 16th section, the following: "the auditor of public accounts, on or before the 1st of August, 1886, shall make a copy of the list of real estate in each county or corporation returned delinquent for the year 1884, which have not been issued under the act approved March 19, 1884, entitled an act to provide for the sale of lands delinquent for taxes and county levies, and the acts amendatory thereof, and send the same to the clerk of each court from which said list originally came, and such clerk shall, within thirty days after receiving such list, furnish a certified copy thereof to the treasurer, who shall proceed to make sale of such real estate in accordance with the provisions of this act."

On motion of Mr. POLLARD, the bill was further amended by inserting in the 20th section, third line, the words: "section 17 of."

The bill, as amended, was ordered to be engrossed to be read a third time.

The following were presented and referred under rule 37:

By Mr. DUPUY: A bill to amend and re-enact section 30 of chapter 60, of Acts 1878-79, entitled an act prescribing the duties, powers, liabilities, and compensation of certain officers, providing for the collection of taxes, and for the repeal of certain sections of Code of 1873. Referred to committee on finance.

By Mr. MATHEWS: A bill to repeal the game law of this State so far as the same applies to the county of Lunenburg. Referred to the committee on propositions and grievances.

By Mr. RICE: A bill to authorize the board of supervisors of Shenandoah county to contract for keeping the roads and bridges of said county in repair, and to assess taxes therefor. Referred to committee on counties, cities and towns.

No. 112. House bill to amend and re-enact section 4 of chapter 38, of the Code of 1873, as amended by an act approved April 28, 1874, and to amend and re-enact sections 15, 28, and 30 of said chapter 38, of the Code of 1873, in relation to forfeited and delinquent lands, was, on motion of Mr. WADDILL, taken up out of its order on the calendar.

The bill was read a second time.

On motion of Mr. WADDILL, the bill was amended by inserting after the word "levied," in 5th line of 4th section, the words, "for a period of five years or."

The bill, as amended, was ordered to be engrossed to be read a third time.

The hour of 12 o'clock, M. having arrived, special order, No. 164. House bill to employ convict labor on county roads and other works of internal improvement, came up.

The question being on agreeing to the amendment proposed by Mr. FULKERSON of *Washington*, was put and decided in the affirmative.

Mr. WADDILL moved to amend the bill by striking out the word "forty," in line 6 of section 5, and inserting the word "eighty;" which motion was rejected—yeas 18; nays 48.

On motion of Mr. WADDILL, the vote was recorded as follows :

YEAS—Messrs. Acker, Bandy, Borum, Brown, Faulcon, Franklin, Hay, W. H. Jordan, McCandlish, McClintic, Mathews, Nance, Powell, Saunders, Southworth, Waddill, Webb, and Wise—18.

NAYS—Messrs. Speaker, Addington, Black, Bolen, Buchanan, Cardwell, Carter, Childress, Crismond, Dabney, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, Grimsley, Hoge, Holladay, Johnson, C. F. Jordan, Wm. I. Jordan, Leftwitch, Lightner, Mauck, Moss, Miller, Munford, Noblin, O'Bannon, Patton, Peters, Pollard, Porter, Rice, Row, Ryan, Schoolfield, Shields, Starke, Stribling, Taliaferro, Tavenner, Terry, Tillar, and Van Doran—48.

Mr. POLLARD moved to amend the bill by inserting after the word "subscribers," in line 3 of section 4, the following: "or to any railroad running through two or more contiguous counties having no railroad therein, whether any county may have subscribed to such road or not;" which motion was rejected—yeas 19; nays 39.

On motion of Mr. FRANKLIN, the vote was recorded as follows :

YEAS—Messrs. Speaker, Bolen, Brown, Cornett, Dickenson, Downing, Fentress, Hurt, Hylton, Johnson, W. H. Jordan, McCandlish, McClintic, Mathews, Mauck, Oglesby, Pollard, Smith, and Southworth—19.

NAYS—Messrs. Arnold, Bandy, Black, Burks, Cardwell, Carter, Chalmers, Crismond, Dabney, Dunlop, Echols, Figgat, Harris, Hay, Hoge, Holladay, C. F. Jordan, Wm. I. Jordan, Leftwitch, Lightner, Martin, Moss, Miller, Munford, Noblin, O'Bannon, Patton, Porter, Powell, Rice, Roberts, Ryan, Saunders, Stribling, Taliaferro, Terry, Tillar, Van Doran, and Wescott—39.

Mr. RYAN moved to amend the bill by striking out in line 3 of section 4, the words: "to which counties are subscribers;" which motion was rejected—yeas 32; nays 38.

On motion of Mr. MARTIN, the vote was recorded as follows :

YEAS—Messrs. Speaker, Acker, Addington, Bandy, Cornett, Downing, Dupuy, Faulcon, Fentress, Abram Fulkerson, Harris, Holladay, Hylton, Johnson, W. H. Jordan, McCandlish, McClintic, Mathews, Mauck, Mayo, Nance, O'Bannon, Oglesby, Pollard, Ryan, Saunders, Smith, Southworth, Taliaferro, Tavenner, Webb, and Wescott—32.

NAYS—Messrs. Arnold, Black, Bolen, Borum, Brown, Burks, Carter, Chalmers, Crismond, Dabney, Dickenson, Dunlop, Echols, Figgat, Franklin, Hay, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Martin, Moss, Miller, Munford, Noblin, Patton, Porter, Powell, Rice, Roberts, Row, Schoolfield, Starke, Stribling, Terry, Tillar, Van Doran, and Waddill—38.

Mr. FULKERSON of *Washington*, moved to amend the bill by strik-

ing out in line 8 of section 5, the words: "the bonds of the counties subscribed to said companies," and inserting in lieu thereof the words, "lawful money of the United States."

Pending the consideration of which,

On motion of Mr. HAY, the House adjourned until to-morrow at 11 o'clock, A. M.

TUESDAY, FEBRUARY 16, 1886.

On motion of Mr. HOGG, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, February 15, 1886.

The Senate have passed, with amendment, House bill entitled an act to allow the board of school trustees of Aquia district, Stafford county, to use a portion of the county fund to pay district expenses for the year 1885, No. 79.

They have passed House bills entitled an act to authorize the district school trustees of Dublin district, county of Pulaski, to sell and convey certain property, No. 142; an act to authorize the trustees of Fall's Church district, Fairfax county, Va., to sell or exchange school lot at Bailey's cross-roads, No. 143; an act extending the time for completing the organization and commencing operations of the Pulaski iron company, No. 153; an act to repeal an act approved March 7, 1884, entitled an act to make additional provisions for paying the debt of Patrick county on account of certain bonds issued to the Danville and New River railroad company, No. 159; an act to amend and re-enact the 13th section of an act entitled an act to incorporate Cumberland college, in Lee county, approved March 3, 1880, No. 162; an act to incorporate the Barratt humane society of Fluvanna, February 5, 1886, No. 165; an act to incorporate the Smithville and Drake's Branch telephone company, No. 167; an act to incorporate the Glade Mountain manganese company, No. 168; an act to incorporate the trustees of the Order of sons and daughters of union star, No. 170; an act for the better protection of game in Henry county, No. 172; an act to incorporate Stonewall camp association, ex-Confederates of Portsmouth, No. 174; an act to amend and re-enact section 3 of an act approved March 14, 1878, entitled an act to authorize the construction of a turnpike road in Princess Anne and Norfolk counties, No. 176; an act to incorporate the Hungars transportation company, No. 177; an act to authorize the board of supervisors of Campbell county to provide for keeping the road and bridges of said county in repair and to assess taxes therefor, No. 196; an act to amend and re-enact

sections 6, 8 and 13 of chapter 196, Acts 1883-84, entitled an act to provide for working the roads, repairing bridges and opening new roads in the counties of Frederick, Clarke, Warren and Augusta, approved February 26, 1884, No. 197; an act to change the name of the Franklin agricultural and mechanical society to the Tidewater agricultural and mechanical society, No. 218; an act to provide for the working and keeping in order the public roads of Albemarle county, No. 225; an act to allow Wm. P. Birch and Isaac J. Melvin each to erect a wharf along their shores on Chincoteague island, No. 234; an act to authorize the trustees of the female free schools of Alexandria and of the orphan asylum of Alexandria to transfer their property, real and personal, to the Alexandria infirmary, and to accept the surrender of the charters of the two first named corporations, No. 246; an act to incorporate the Aged men and women's home society, Alexandria, Va, No. 233.

They have passed Senate bill entitled an act to incorporate the Prince George lumber and transportation company, No. 291.

In which amendment and bill they respectfully request the concurrence of the House of Delegates.

No. 79. House bill, was referred to the committee on schools and colleges.

No. 291. Senate bill, was read twice and referred to the committee on propositions and grievances.

The following Senate bills were reported from the committee on propositions and grievances:

No. 245. Senate bill entitled an act to give to each stockholder a vote for each share he holds in incorporated companies.

No. 304. Senate bill entitled an act to incorporate the Consolidated security and investment company.

No. 96. Senate bill entitled an act to incorporate the Richmond and Alleghany aid association.

No. 339. House bill relating to licensed warehousemen and others in the city and county of Norfolk and the city of Portsmouth, the storage of property therewith and making certain warehouse and other receipts negotiable, reported from the committee on propositions and grievances, was read the first time.

No. 340. House bill to authorize the board of supervisors of Shenandoah county to contract for keeping the roads and bridges of said county in repair and to assess taxes therefor, reported from the committee on counties, cities and towns, was read the first time.

No. 194. House bill to incorporate the Virginia mechanics institute and for other purposes, heretofore committed to the committee on finance, was reported back.

The following House bills were read the first time and placed on the calendar for a second reading, the rule having been suspended on motions severally made, requiring their reference to committees:

No. 341. House bill to authorize the board of supervisors of

Charlotte county to allow the jailor of the said county compensation for fuel furnished the jail of the said county.

No. 342. House bill to release citizens of Pulaski county, from the operations of sections 17 and 18, of chapter 35, of the Acts of 1883-4, upon payment of the county capitation tax.

No. 343. House bill to establish an agriculture experimental at the Virginia Agricultural and Mechanical college at Blacksburg.

No. 344. House bill to incorporate the Southern Nurseries agency company.

No. 345. House bill to incorporate the Lynchburg perpetual building and loan company.

No. 346. House bill to incorporate the Lynchburg young men's christian association.

On motion of Mr. WESCOTT, the committee on finance and banks, was discharged from the consideration of House bill to impose a tax on dogs in the county of Accomac, No. 347.

The bill was read a first time and placed on the calendar, and ordered to be read a second time.

Leave of absence was granted Mr. CHILDRESS, three days.

Mr. DARST offered the following joint resolution:

Resolved by the House of Delegates (the Senate concurring), That Thomas J. Pearson and W. N. Surface, be and they are hereby elected and appointed as members of the county board of school commissioners for the county of Giles.

On motion of Mr. LOVING the joint resolution was amended by inserting "and that P. H. Drummond be elected and appointed for the county of Amherst."

On motion of Mr. Munford the resolution was amended by inserting "Robert E. Haskins for the county of Brunswick."

On motion of Mr. TERRY the resolution was further amended by inserting "John D. Shepperson for the county of Charlotte."

On motion of Mr. POLLARD the joint resolution as amended, was referred to a special committee of three, to be appointed by the SPEAKER to report a joint resolution embracing all vacancies.

The SPEAKER appointed Messrs. LOVING, TERRY and FRANKLIN the committee.

The unfinished business of the morning hour being the motion entered by Mr. BURKS to reconsider the vote by which the resolution offered by Mr. McCANDLISH on Saturday last, in relation to the Virginia and Carolina railroad was rejected, came up.

The motion to reconsider was rejected—yeas 26; nays 51.

On motion of Mr. McCANDLISH the vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Bandy, Borum, Gills, Harris, Hoge, Hurt, Hylton, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Moss, Nance, Southworth, Thorne, Tillar, Turner, Webb, and Wise—26.

NAYS—Messrs. Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Fentress, Hay, Holladay, Johnson,

C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Miller, Munford, Oglesby, Payne, Pollard, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Shields, Smith, Stribling, Taliaferro, Tavenner, Van Doran, Wescott, and Wilkins—51.

The following were presented and referred under rule 37:

By Mr. TAVENNER: A bill for the relief of Charles M. Conrad of Winchester. Referred to the committee on finance and banks.

Mr. WILKINSON: A bill to incorporate the town of Cape Charles, in the county of Northampton. Referred to the committee on counties, cities, and towns.

By Mr. CRISMOND: A bill for the management of the roads of Spotsylvania county. Referred to committee on counties, cities, and towns.

By Mr. CARDWELL: A bill to promote works of internal improvement within this State, by extending the time for their completion. Referred to committee on roads and internal navigation.

The hour of 11:30 o'clock having arrived.

Special order, No. 258. House engrossed bill for the annual sale of lands returned delinquent since the year 1884, came up.

Mr. CARDWELL moved to reconsider the vote by which the bill was ordered to be engrossed, which motion was agreed to.

On motion of Mr. CARDWELL, the bill was amended by adding at the end of the 8 section, the following: "provided the purchaser of such land shall not commit waste thereon, during the period which the same may be redeemed."

On motion of Mr. CARDWELL, the bill was further amended by adding at the end of the 12th section the following: "and in cases where purchased for the use of the commonwealth, such person shall likewise pay all taxes and county levies and interest thereon accruing to date of redemption."

The bill, as amended, was ordered to be engrossed to be read a third time.

The bill being presently engrossed, Mr. GRIMSLEY moved that the bill be read a third time this day; which motion was agreed to—two-thirds in the House so determining.

The bill was read a third time and passed—yeas 76; nays 2.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Borum, Brown, Buchanan, Burks, Cardwell, Childress, Cornett, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Faulcon, Fentress, Figgat, Abram Fulkerson, Gills, Grimsley, Hay, Hoge, Holladay, Hurt, Hylton, Johnson, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Loving, Mal-lory, McClintic, Mathews, Mauck, Mayo, Moss, Miller, Noblin, Oglesby, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, School-field, Shields, Smith, Southworth, Starke, Stribling, Taliaferro, Tavenner, Terry, Thorne, Turner, Van Doran, Waddill, Webb, Wescott, and Wilkins—76.

NAYS—Messrs. Tillar, and Wise—2.

Mr. STUART moved to reconsider the vote by which the bill was passed; which motion was rejected.

Ordered, That Mr. FULKERSON of *Washington*, carry the bill to the Senate and request their concurrence.

No. 83. Senate bill entitled an act to amend and re-enact an act approved March 17, 1884, entitled an act to incorporate the Iron Mountain company, was, on motion of Mr. OGLESBY, taken up out of its order on the calendar.

The bill was read a third time and passed.

Mr. OGLESBY moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 128. House engrossed bill to amend and re-enact an act entitled an act to amend and re-enact section 7 of chapter 166, Code of 1873, in relation to service of process against or notice to a corporation, was, on motion of Mr. STUART, taken up out of its order on the calendar.

The bill was read a third time and passed.

Mr. STUART moved to reconsider the vote by which the bill was passed; which motion was rejected.

Ordered, That Mr. STUART carry the bill to the Senate and request their concurrence.

The hour of 12 o'clock, M. having arrived, special order,

No. 149. House bill substituting a board of railroad commissioners for the present railroad commissioner of the State, and defining the duties and powers of such board, and repealing the acts of March 31, 1877, in reference to said commissioner, came up.

The question being on agreeing to the motion made by Mr. MUNFORD to reconsider the vote by which the bill was rejected, was put and decided in the negative—yeas 43; nays 45.

On motion of Mr. MAYO, the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Brown, Buchanan, Burks, Carter, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Fentress, Figgat, Grimsley, Hav, Hoge, Holladay, C. F. Jordan, Lawson, Leftwitch, Lightner, Loving, Moss, Miller, Munford, Payne, Peters, Pollard, Powell, Reid, Rice, Roberts, Row, Saunders, Schoolfield, Stribling, Terry, Van Doran, Wescott, and Wilkins—43.

NAYS—Messrs. Acker, Addington, Bandy, Bohannon, Bolen, Borum, Cardwell, Chalmers, Childress, Cornett, Curlett, Faulcon, Franklin, Abram Fulkerson, Gills, Harris, Hurt, Hylton, Johnson, W. H. Jordan, Wm. I. Jordan, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Nance, Noblin, Oglesby, Patton, Porter, Ryan, Shields, Southworth, Starke, Taliaferro, Tavenner, Thorne, Tillar, Turner, Waddill, Webb, and Wise—45.

Special order, No. 90. House engrossed bill to increase the usefulness of the department of agriculture, mining, and manufacturing, came up.

The bill was read a third time and rejected—yeas 47; nays 24.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bolen, Buchanan, Burks, Carter, Chalmers, Curlett, Dickenson, Downing, Dunlop, Dupuy, Echols, Abram Fulkerson, Hay, Hylton, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Mathews, Miller, Munford, Oglesby, Patton, Payne, Peters, Pollard, Powell, Reid, Rice, Row, Ryan, Saunders, Schoolfield, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Tillar, Van Doran, Waddill, and Wilkins—47.

NAYS—Messrs. Acker, Addington, Bandy, Bohannon, Cardwell, Childress, Cornett, Faulcon, Gills, Hoge, Hurt, Loving, Mallory, McCandlish, McClintic, Martin, Mauck, Nance, Roberts, Southworth, Turner, Webb, Wescott, and Wise—24.

Mr. CARDWELL moved to reconsider the vote by which the bill was rejected.

On motion of Mr. MUNFORD, the motion to reconsider was passed by.

Special order, No. 164. House bill to employ convict labor on county roads and other works of internal improvement, came up.

Mr. FULKERSON of *Washington*, withdrew the amendment offered by him on yesterday.

Mr. TILLAR moved to amend the bill by adding at the end of the 5th section the words "or the first mortgage bonds of the railroad companies;" which motion was agreed to.

Mr. FULKERSON of *Washington*, moved to amend the bill by striking out in section 5 the words: "and the State shall receive the amount ascertained to be due at the end of each quarter in the bonds of the counties subscribed to said companies, or the first mortgage bonds of the railroad companies."

Pending the consideration of which,

On motion of Mr. PAYNE, the House adjourned until to-morrow at 11 o'clock, A. M.

WEDNESDAY, FEBRUARY 17, 1886.

On motion of Mr. LAWSON, the reading of the Journal was dispensed with:

No. 79. House bill entitled an act to allow the board of school trustees of Aquia district, Stafford county, to use a portion of the county fund to pay district expenses for the year 1885, was reported from the committee on schools and colleges.

No. 200. House bill entitled an act to incorporate the Western Branch railway company, was reported from the committee on roads and internal navigation.

The following Senate bills were reported from the committee on roads and internal navigation:

No. 329. Senate bill entitled an act to incorporate the Mineral rings railroad company.

No. 256. Senate bill entitled an act to incorporate the Mendota and Moccasin turnpike company.

No. 165. Senate bill entitled an act to authorize the Seaboard and Roanoke railroad company, to make contracts for the use and operation or lease of connecting lines, and conferring certain other additional powers on said company.

The following House bills reported from the committee on roads and internal navigation, were read a first time:

No. 348. House bill to incorporate the Surry and Smithfield railroad company.

No. 349. House bill to amend and re-enact section 3, of an act entitled an act to amend and re-enact sections 2, 3, 4, and 6, of an act to incorporate the Norfolk and Sewell's Point railway company, approved March 22, 1872, and to change the name of said company, approved January 14, 1882, as to issuing of mortgage bonds.

The following House bills reported from the committee on counties, cities, and towns, were read a first time.

No. 350. House bill to submit the question of fence law or no fence law, to the voters of Appomattox county, with a recommendation that it do not pass.

No. 351. House bill to incorporate the town of Cape Charles, in the county of Northampton.

The following House bills reported from the committee for courts of justice, were read a first time:

No. 352. House bill to provide a special court of appeals.

No. 353. House bill to provide for additional compensation to judge of Buchanan and Dickenson counties, with the recommendation that it do not pass.

No. 354. House bill to authorize the board of supervisors of the counties of Stafford and King George, to increase the salary of the judge of the county courts of said counties, with the recommendation that it do not pass.

Mr. THORNE under a suspension of the rule, presented,

No. 355. House bill giving the consent of this State to the purchase by the government of the United States, of land in Alexandria county, for the abutment of, and the necessary approaches to the bridge proposed to be constructed across the Potomac river, at or near the Three Sisters island, and the building of such abutment and approaches upon such land and ceding jurisdiction over the same, which was read a second time.

No. 356. House bill appropriating the public revenues for the fiscal years 1886 and 1887, reported from the committee on finance, was read a first time.

No. 270. Senate bill entitled an act for the relief of Wm. J. Kilgore, clerk of Wise county and circuit courts, was reported from the committee on finance.

No. 242. House bill to establish a normal school at William and Mary college in connection with its collegiate course, heretofore committed to the committee on schools and colleges, was reported back with the recommendation that it do not pass.

Mr. ACKER moved to suspend the rule requiring its reference to a

committee and place House bill to increase the compensation of P. W. Rehead, treasurer of Rockingham county, for collecting the uncollected revenues of said county for the year 1885, on the calendar, which motion was agreed to—yeas 42; nays 21.

On motion of Mr. CULLETT the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Black, Bohannon, Borum, Cornett, Crismond, Cullett, Downing, Echols, Fentress, Franklin, Gills, Hay, Hoge, Holladay, Hurt, Hylton, Johnson, Jones, Lightner, Loving, Mallory, McCandlish, McClintic, Mathews, Mauck, Moss, Nance, Noblin, Rice, Row, Smith, Southworth, Tavenner, Thorne, Tillar, Turner, Van Doran, Webb, and Wise—42.

NAYS—Messrs. Speaker, Arnold, Brown, Burks, Chalmers, Dickenson, Eastwood, Abram Fulkerson, Goad, C. F. Jordan, Wm. I. Jordan, Lawson, Lockett, Pollard, Powell, Reid, Saunders, Schoolfield, Starke, Taliaferro, and Wilkins—21.

The bill No. 357. was read a first time and placed on the calendar for a second reading.

Mr. SMITH, under a suspension of the rule, presented,

No. 358. House bill to increase the corporate limits of the town of Bowling Green, Caroline county, which was read a first time.

Mr. HAY, under a suspension of the rule, presented,

No. 359. House joint resolution requesting our representatives in Congress to protect our cooerage and carrying trade with the Spanish West India Islands, which was read a first time.

Mr. MAYO, under a suspension of the rule, presented,

No. 360. House joint resolution appropriating money to purchase flags for the capitol, which was read a first time.

Mr. CHISMOND, under a suspension of the rule, presented,

No. 361. House bill, regulating ferries with relation to the town of Mercer Ferry, near Fredericksburg, which was read a first time.

No. 210. Senate bill entitled an act to amend and re-enact an act to incorporate the Manchester railway improvement company, and to change the name thereof to the Richmond and Manchester railway company, was reported from the committee on counties, cities and towns.

Mr. FULKERSON of *Washington*, under a suspension of the rule, offered the following resolution:

Resolved, That the commissioner of railroads be and he is hereby directed to report to this house whether or not the railroad companies of this state, and especially the companies whose lines terminate in the city of Richmond, have complied and are complying with the provisions of section 36, chapter 61, Code of 1873, with regard to opening their ticket offices.

The resolution was agreed to.

On motion of Mr. PETERS:

Resolved, That so much of the resolution as provided that the chair be vacated at 2 P. M. and resumed at 4 P. M., be rescinded for this day.

Leave of absence was granted Messrs. OGLESBY two days and LEFTWICH three days.

The following were presented and referred under rule 37:

By Mr. CHALMERS: Resolution in relation to compensation of school trustees. Referred to committee on schools and colleges.

By Mr. CHALMERS: A bill to repeal an act to define the boundary line between Warwick and Elizabeth City, near Newport News. Referred to committee on counties, cities and towns.

By Mr. BLACK: Communication of T. E. Sullivan of Montgomery county, as to the public debt. Referred to the special committee on the public debt.

By Mr. PAYNE: A bill in relation to infectious and contagious diseases of cattle. Referred to the committee on propositions and grievances.

By Mr. HURT: A bill to provide for making or repairing division fences between coterminous landowners in the county of Russell. Referred to the committee on counties, cities and towns.

By Mr. CHALMERS: A bill to authorize Isaac N. Jones, treasurer of Isle of Wight county, to make and return an amended insolvent and delinquent tax list. Referred to the committee on finance.

By Mr. BOHANNAN: A bill to extend the time for the collection of taxes in the county of Mathews for the year 1885. Referred to the committee on counties cities and towns.

By Mr. STARKE: A bill relating to goods, wares and merchandise in store and in transit, and to make receipts and bills of lading therefor negotiable. Referred to committee on propositions and grievances.

The committee on enrolled bills report that the governor has approved the following bills:

An act rearranging the judicial circuits of the State.

An act to amend the charter of the town of Jeffersonville in the county of Tazewell.

An act to remove the political disabilities of W. O. Hardaway and others.

An act to incorporate the Warm Springs Valley railroad company.

An act authorizing the board of supervisors of Essex to declare operative as to said county, the act to provide for working and repairing of public roads and bridges.

An act to authorize the board of supervisors of Mathews county to levy a tax for the establishment and equipment of a ferry across from Gwynn's island to the main land of said county, and to provide regulations for the same.

An act to incorporate the Southwest Virginia institute.

An act to authorize the construction of a railroad from Goodson, to and through the coal mines of Russell, Dickenson and Buchanan.

An act to provide for the working of the public roads in the counties of Northumberland and Westmoreland.

An act requiring the county judge of Brunswick county to submit the question of continuing or repealing the fence law to the

voters of Sturgeon magisterial district, in said county upon certain conditions.

An act to incorporate the Farmers' Union of Cumberland, Buckingham and Prince Edward counties.

An act to allow Thomas C. Kellam to erect a wharf for shipping produce on a tributary of Wachapreague inlet, Accomac county, Virginia.

An act incorporating the Supreme grand lodge, grand united order knights of King Solomon.

An act for the relief of the sureties of A. F. Crell.

An act for the relief of school teachers.

An act to render valid the action of the board of supervisors of Tazewell county in their conveyance of thirty feet of land to A. White and Jos. Straus.

An act to amend section 3 of an act approved February 12, 1884, incorporating the Norfolk Classified building association of the city of Norfolk.

An act to enable Mary Ann Burton and Alfred Shields, her trustee, to sell certain property.

An act to work and keep in repair the roads in the county of Lancaster.

An act to incorporate the Wytheville and Iron mountain railroad company.

An act to authorize the county of Madison to subscribe to the stock of the Madison courthouse and Orange railroad on certain conditions.

An act authorizing the governor to loan the Staunton male academy, at Staunton, Virginia, and to the Fishburne military school at Evansboro, arms.

An act for the relief of T. A. Gillespie, treasurer of Buchanan county.

An act to incorporate the Surry, Sussex and Southampton railroad.

An act to amend and re-enact an act entitled an act to amend and re-enact section 7 of chapter 166, of Code of 1873, in relation to service of process against or notice to a corporation.

The morning hour having expired, the House proceeded to the business on the calendar.

The following Senate bills were taken up out of their order, read a third time and passed:

No. 343. Senate bill entitled an act to authorize the mayor and common council of the town of Liberty, to borrow money to extend its system of water-works and to make other permanent improvements.

No. 335. Senate bill entitled an act to legalize the issue of certain bonds of the city of Roanoke.

No. 376. Senate bill entitled an act to determine to whom the title to the Falmouth bridge, in the county of Stafford, shall be conveyed

to confirm the purchase of same, with provisions to carry out contract with Ficklin.

No. 184. Senate bill entitled an act to incorporate the Dan River mining company.

No. 304. Senate bill entitled an act to incorporate the Consolidated Security and Investment company.

No. 219. Senate bill entitled an act to allow W. J. Cans, treasurer of Madison county, further time to collect tax-tickets for which he has accounted to the State.

No. 239. Senate bill entitled an act to amend and re-enact section 4, of an act entitled an act extending the charter of the Franklin Society and Library company of Lexington.

No. 329. Senate bill entitled an act to incorporate the Mineral Springs railroad company.

No. 210. Senate bill entitled an act to amend and re-enact an act to incorporate the Manchester Railway Improvement company, and to change the name thereof, to the Richmond and Manchester railway company.

Motions severely made to reconsider the votes by which Senate bills Nos. 343, 335, 376, 184, 304, 219, 339, 329, and 210, were passed, were rejected.

The following House engrossed bills were taken up out of their order, read a third time and passed:

No. 183. House bill to provide for the working and keeping in order the public roads in Botetourt.

No. 247. House bill to authorize the board of Supervisors of Fluvanna county, to contract for keeping the roads and bridges of said county in repair, and to assess taxes therefor.

No. 248. House bill to amend and re-enact sections 6 and 7, of chapter 177, of Acts of Assembly 1883-4, entitled an act to amend and re-enact the charter of the Farmville and Staunton River railroad company.

No. 268. House bill to incorporate the trustees of Minnehaha lodge, independent order of good templars.

No. 277. House bill to authorize the town of Warrenton to erect water works and borrow money therefor.

No. 182. House bill to authorize the authorities of the city of Winchester to establish water works and to incur a debt for that purpose.

No. 239. House bill to provide for a new registration of voters for the city of Fredericksburg.

No. 201. House bill to incorporate the James River and North Carolina railroad company.

No. 283. House bill to amend and re-enact an act to provide for working and keeping in order the public roads in the county of Russell, approved February 25, 1884, and to amend and re-enact sections 4, 8 and 9 of chapter 156 of the Acts of the General Assembly of 1883-84, in regard to the working of roads in Russell county, Va., approved August 26, 1884.

No. 122. House bill to amend and re-enact an act entitled an act to amend section 12 of an act to provide for the division of school districts into sub-districts, and for the appointment of school directors, approved March 7, 1878, approved March 8, 1879.

Motions severally made to reconsider the votes by which House engrossed bills Nos. 183, 247, 248, 268, 277, 182, 239, 201, 283 and 122 were passed, were rejected.

The following House bill were taken up out of their order on the calendar, read the second time, and ordered to be engrossed and read the third time:

No. 293. House bill to authorize C. D. Cake and J. T. Boutelle to construct a foot-bridge along the western shore of Hampton creek, in Elizabeth City county, below the line of low water mark from the Cary lot to the county bridges.

No. 245. House bill to declare Smith's river in the county of Henry between certain points a lawful fence.

No. 299. House bill to authorize the board of supervisors of Warren county to borrow \$40,000 dollars to pay off bonds on account of subscription to Manassas Gap railroad company.

No. 306. House bill to give the consent of the commonwealth to the purchase or acquisition of real estate, by the United States government in the city of Norfolk for a site for a public building for the accommodation of the United States court rooms, postoffice and other offices.

No. 274. House bill to amend and re-enact section 4 of an act approved April 22, 1882, to constitute the town of Abingdon, &c., a separate school district.

No. 325. House bill to authorize the board of supervisors of Surry county to take the census of said county.

No. 226. House bill to amend and re-enact the first section of chapter 50, Acts of Extra Session, 1884, in relation to records in clerk's office, Rockingham county.

No. 321. House bill to amend and re-enact an act entitled an act to incorporate the town of Martinsville in the county of Henry.

No. 302. House bill to incorporate the Culpeper, Sperryville, Washington and Front Royal telephone company.

No. 280. House bill to incorporate the Smithfield Evergreen cemetery near the town of Smithfield, in the county of Isle of Wight.

No. 215. House bill to authorize the school trustees of Brentsville district, in Prince William county, to sell the school houses in said district.

No. 266. House bill to empower the mayor and town council of the town of West Point to borrow money and issue bonds therefor.

No. 341. House bill to authorize the board of supervisors of Charlotte county to allow the said county compensation for fuel furnished the jail of said county.

No. 262. House bill to allow the voters of Black Water voting

precinct in the county of Princess Anne to vote on the question of continuing or repealing the present fence law.

No. 345. House bill to incorporate the Lynchburg perpetual building and loan association.

The following House bills were taken up out of their order on the calendar, were read a second time, amended and ordered to be engrossed to be read a third time:

No. 273. House bill to allow the town of Martinsville to borrow money and to issue bonds therefor.

No. 120. House bill to incorporate the town of Pulaski City, in the county of Pulaski.

No. 271. House bill to authorize the superintendent of public instruction to occupy the chapel and recitation room of the institution for the education of the deaf and dumb and of the blind, at Staunton, Va., for summer normals.

No. 292. House bill to amend and re-enact sections 6, 9, and 12 of an act entitled an act to incorporate the Atlantic and Danville railroad company, approved April 21, 1882, and also to amend and re-enact the title of the said act.

No. 228. House bill to confer upon the council of the town of Danville authority to build, purchase, repair, and keep up a free bridge or free bridges across Dan river, &c.

No. 200. House bill to incorporate the Western Branch railway company, was, on motion of Mr. MARTIN, taken up out of its order on the calendar.

The amendments of the Senate were agreed to.

Motions severally made by Mr. MARTIN to reconsider the vote by which the amendments of the Senate were agreed to, were rejected.

No. 111. Senate bill entitled an act to incorporate the Bland county high school, in the town of Seddon, and to create a sub-school district in Bland county, and for other purposes, was, on motion of Mr. ROBERTS, taken up out of its order on the calendar.

The amendments proposed by the committee on schools and colleges were agreed to.

The bill was ordered to its third reading.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to a concurrent resolution as follows:

Resolved, (the House of Delegates concurring,) That the General Assembly proceed, at 12:30 o'clock this day, to the execution of the joint order for the election of circuit judges, and also to elect judges for the corporation courts of Manchester and Winchester, in the following order: first, for the election of judges of the corporation courts, and then for circuit judges, in accordance with the act approved February 16, 1886, "providing for rearranging the judicial circuits." The election of circuit judges to take place in their numerical order, except that judges for the sixth and ninth circuits,

the election for which shall be proceeded with to-morrow at 12:30 P. M.

Resolved, secondly, That in the execution of this joint order, nominations for each of these judges shall be made, and the roll shall be called in both Houses for the election of each of said judges. When the roll shall have been called for the whole number, the presiding officer of each House shall appoint a committee of three, which together shall constitute a joint committee to count the joint vote in each case, and report the result to their respective Houses; in which they respectfully request the concurrence of the House.

The concurrent resolution was agreed to.

Mr. ECHOLS moved to reconsider the vote by which the concurrent resolution was agreed to; which motion was rejected.

Ordered, That Mr. ECHOLS inform the Senate that the House had agreed to the concurrent resolution.

A message was received from the Senate by Mr. ELLYSON, who informed the House that the Senate is ready on its part to proceed to the execution of the joint order, which has for its object the election of certain judges.

Ordered, That Mr. HAY inform the Senate that the House is ready on its part to proceed to the execution of the joint order.

Mr. MILLER nominated J. H. Ingram for city judge of Manchester.

Mr. McCANDLISH nominated S. Bassett French.

A message was received from the Senate by Mr. WARWICK, who informed the House that J. H. Ingram is in nomination before the Senate.

Ordered, That Mr. LOCKETT inform the Senate that J. H. Ingram and S. Bassett French are in nomination in the House.

The roll was called with the following result:

For J. H. Ingram,	-	-	-	-	52
S. Bassett French,	-	-	-	-	22

The vote was recorded as follows:

For J. H. INGRAM—Messrs. Speaker, Arnold, Bohannon, Bolen, Brown, Burks, Cardwell, Carter, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Echols, Fentress, Figgat, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Miller, Noblin, Payne, Peters, Porter, Powell, Reid, Rice, Row, Saunders, Schoolfield, Shields, Smith, Starke, Taliaferro, Tavenner, Terry, Van Doran, Wecott, and Wilkins—52.

For S. BASSETT FRENCH—Messrs. Acker, Addington, Bandy, Borum, Faulcon, Franklin, Gills, Hylton, Jones, Mallory, McCandlish, McClintic, Martin, Mauck, Moss, Nance, Southworth, Thorne, Tillar, Turner, Waddill, and Webb—22.

Mr. HAY nominated W. L. Clark for city judge of Winchester.

A message was received from the Senate by Mr. McCORMICK, who informed the House that W. L. Clark is in nomination in the Senate.

Ordered, That Mr. TAVENNER inform the Senate that W. L. Clark is in nomination in the House.

The roll was called with the following result :

For W. L. Clark,	-	-	-	-	47
Austin Hylton,	-	-	-	-	1
T. S. Curlett,	-	-	-	-	1

The vote was recorded as follows :

For W. L. CLARK—Messrs. Arnold, Black, Bohannon, Brown, Carter, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Miller, Munford, Noblin, Payne, Peters, Pollard, Porter, Reid, Row, Ryan, Schoolfield, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—49.

For AUSTIN HYLTON—Mr. Curlett.

For T. S. CURLETT—Mr. Nance.

Mr. SHIELDS nominated C. W. Hill for judge of the first judicial circuit.

A message was received from the Senate by Mr. CAUSEY, who informed the House that C. W. Hill is in nomination before the Senate.

Ordered, That Mr. Shields inform the Senate that C. W. Hill is in nomination before the House.

The roll was called with the following result :

For C. W. Hill,	-	-	-	-	66
Leroy H. Shields,	-	-	-	-	1

The vote was recorded as follows :

For C. W. HILL—Messrs. Speaker, Acker, Addington, Arnold, Black, Bohannon, Bolling, Borum, Brown, Carter, Chalmers, Crismond, Curlett, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgat, Franklin, Gills, Goad, Hay, Hoge, Holladay, Huffman, Hylton, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Mallory, McClintic, Martin, Mathews, Moss, Noblin, O'Bannon, Payne, Peters, Porter, Reid, Rice, Row, Ryan, Saunders, Shields, Smith, Starke, Taliaferro, Tavenner, Terry, Thorne, Tillar, Van Doran, Waddill, Webb, Wescott, and Wilkins—66.

For LEROY H. SHIELDS—Mr. Mauck.

Mr. LOCKETT nominated B. A. Hancock for judge of the second judicial circuit.

Mr. McCANDLISH nominated George S. Bernard:

A message was received from the Senate by Mr. Warwick, who informed the House that Beverley A. Hancock and George S. Bernard, are in nomination before the Senate.

Ordered, That Mr. LOCKETT inform the Senate that Beverley A. Hancock and George S. Bernard, are in nomination before the House.

The roll was called with the following result:

For B. A. Hancock,	-	-	-	-	53
George S. Bernard,	-	-	-	-	17
R. G. Mauck,	-	-	-	-	1

The vote was recorded as follows:

For B. A. HANCOCK—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Carter, Chalmers, Crismond, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, L. D. Fulkerson, Gills, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Lightner, Lockett, Loving, Mallory, Mathews, Miller, Noblin, O'Bannon, Payne, Porter, Reid, Rice, Roberts, Row, Ryan, Saunders, Shields, Smith, Starke, Taliaferro, Tavenner, Terry, Tillar, Van Doran, Wescott, and Wilkins—53.

For GEORGE S. BERNARD—Messrs. Acker, Bandy, Bolling, Borum, Faulcon, Franklin, Hylton, McCandlish, Martin, Mauck, Moss, Nance, Southworth, Thorne, Waddill, Webb, and Wise—17.

For R. G. MAUCK—Mr. Curlett.

Mr. DUPUY nominated F. D. Irving for judge of the third judicial circuit.

A message was received from the Senate by Mr. READ, who informed the House that F. D. Irving is in nomination before the Senate.

Ordered, That Mr. Moss inform the Senate that F. D. Irving is in nomination before the House.

The roll was called with the following result:

For F. D. Irving,	-	-	-	-	76
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The vote was recorded as follows:

For F. D. IRVING—Messrs. Speaker, Acker, Addington, Arnold, Bandy, Black, Bohannon, Bolling, Borum, Brown, Burks, Carter, Chalmers, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgatt, Franklin, L. D. Fulkerson, Gills, Goad, Hay, Hoge, Holladay, Huffman, Hurt, Hylton, Johnson, Jones, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Mallory, McCandlish, McClintic, Mathews, Mauck, Moss, Miller, Nance, Noblin, O'Bannon, Payne, Peters, Porter, Reid, Rice, Roberts, Ryan, Saunders, Schoofield, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Thorne, Tillar, Turner, Van Doran, Waddill, Wescott, and Wilkins—76.

Mr. PETERS nominated S. G. Whittle for judge of the fourth judicial circuit.

A message was received from the Senate by Mr. STAPLES, who informed the House that S. G. Whittle is in nomination before the Senate.

Ordered, That Mr. PETERS inform the Senate that S. G. Whittle is in nomination before the House.

The roll was called with the following result:

For S. G. Whittle,	-	-	-	-	58
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The vote was recorded as follows:

For S. G. WHITTLE—Messrs. Speaker, Acker, Arnold, Black, Bohannon, Borum, Brown, Burks, Chalmers, Crismond, Chriett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, L. D. Fulkerson, Goad, Hay, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Mallory, Moss, Miller, Munford, Noblin, O'Bannon, Payne, Peters, Porter, Reid, Rice, Roberts, Ryan, Saunders, Schoolfield, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Waddill, Wescott, and Wilkins—58.

Mr. BROWN nominated J. D. Horsley for judge of the fifth judicial circuit.

A message was received from the Senate by Mr. BERRY, who informed the House that J. D. Horsley is in nomination before the Senate.

Ordered, That Mr. BROWN inform the Senate that J. D. Horsley is in nomination before the House.

The roll was called with the following result:

For J. D. Horsley,	-	-	-	-	53
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The vote was recorded as follows:

For J. D. HORSLEY—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Burks, Chalmers, Crismond, Dabney, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Lightner, Lockett, Loving, Mallory, Miller, Noblin, O'Bannon, Payne, Peters, Reid, Rice, Roberts, Ryan, Saunders, Schoolfield, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Waddill, Webb, Wescott, and Wilkins—53.

Mr. STARKE nominated Beverley R. Wellford, Jr., for judge of the seventh judicial circuit.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that B. R. Wellford, Jr., is in nomination before the Senate.

Ordered, That Mr. STARKE inform the Senate that B. R. Wellford, Jr., is in nomination before the House.

The roll was called with the following result:

For B. R. Wellford, Jr.,	-	-	-	-	52
Samuel P. Bolling,	-	-	-	-	1

The vote was recorded as follows:

For B. B. WELLFORD, JR.—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Burks, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Lockett, Loving, Mallory, Miller, Noblin, O'Bannon, Payne, Peters, Porter, Reid, Rice, Roberts, Ryan, Saunders, Schoolfield, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—52.

For SAMUEL P. BOLLING—Mr. Curlett.

Mr. WESCOTT nominated B. T. Gunter for judge of the eighth judicial circuit.

Mr. WISE nominated R. L. Henley.

A message was received from the Senate by Mr. BLACKSTONE, who informed the House that B. T. Gunter and R. L. Henley are in nomination before the Senate.

Ordered, That Mr. WESCOTT inform the Senate that B. T. Gunter and R. L. Henley are in nomination before the House.

The roll was called with the following result:

For B. T. Gunter,	-	-	-	-	54
R. L. Henley,	-	-	-	-	25

The vote was recorded as follows:

For B. T. GUNTER—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Burks, Carter, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Payne, Peters, Porter, Reid, Rice, Roberts, Ryan, Saunders, Schoolfield, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—54.

For R. L. HENLEY—Messrs. Addington, Bandy, Bolling, Borum, Curlett, Faulcon, Franklin, Gills, Hurt, Hylton, Jones, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Moss, Nance, Southworth, Thorne, Turner, Waddill, Webb, and Wise—25.

Mr. CRISMOND nominated W. S. Barton for judge of the tenth judicial circuit.

A message was received from the Senate by Mr. BIBB, who informed the House that W. S. Barton is in nomination before the Senate.

Ordered, That Mr. WADDILL inform the Senate that W. S. Barton is in nomination before the House.

The roll was called with the following result:

For W. S. Barton,	-	-	-	-	59
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The vote was recorded as follows:

For W. S. BARTON—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Burks, Chalmers, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Mallory, Mathews, Miller, Munford, Nance, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Southworth, Taliaferro, Tavenner, Terry, Thorne, Turner, Van Doran, and Waddill—59.

Mr. PAYNE nominated James Keith for judge of the eleventh judicial circuit.

A message was received from the Senate by Mr. HEATON, who in-

formed the House that James Keith is in nomination before the Senate.

Ordered, That Mr. PAYNE inform the Senate that James Keith is in nomination before the House.

The roll was called with the following result:

For James Keith, - - - - 59

The vote was recorded as follows:

For JAMES KEITH—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Burks, Chalmers, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Franklin, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Mallory, Mathews, Miller, Munford, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Stribling, Taliaferro, Tavenner, Thorne, Van Doran, Waddill, and Webb—59.

Mr. DOWNING nominated R. H. Turner for judge of the twelfth judicial circuit.

A message was received from the Senate by Mr. McCormick, who informed the House that R. H. Turner is in nomination before the Senate.

Ordered, That Mr. DOWNING inform the Senate that R. H. Turner is in nomination before the House.

The roll was called with the following result:

For R. H. Turner, - - - - 53

The vote was recorded as follows:

For R. H. TURNER—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Burks, Carter, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Mallory, Mauck, Miller, Munford, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Stribling, and Van Doran—53.

Mr. ARNOLD nominated William McLaughlin for judge of the thirteenth judicial circuit.

A message was received from the Senate by Mr. JONES, who informed the House that William McLaughlin is in nomination before the Senate.

Ordered, That Mr. ARNOLD inform the Senate that William McLaughlin is in nomination before the House.

The roll was called with the following result:

For William McLaughlin, - - - - 59

The vote was recorded as follows :

For WILLIAM McLAUGHLIN—Messrs. Speaker, Acker, Addington, Arnold, Black, Bohannon, Bolling, Brown, Burks, Carter, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgatt, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Mallory, Mauck, Moss, Miller, Munford, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Stribling, Van Doran, and Webb—59.

Mr. HUFFMAN nominated Henry E. Blair for judge of the fourteenth judicial circuit.

A message was received from the Senate by Mr. TROUT, who informed the House that Henry E. Blair is in nomination before the Senate.

Ordered, That Mr. HUFFMAN inform the Senate that Henry E. Blair is in nomination before the House.

The roll was called with the following result :

For Henry E. Blair, - - - 55

The vote was recorded as follows :

For HENRY E. BLAIR—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Burks, Carter, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgatt, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Mallory, McClintic, Miller, Munford, Nance, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Stribling, Van Doran, and Waddill—55.

Mr. DARST nominated John H. Fulton for judge of the fifteenth judicial circuit.

A message was received from the Senate by Mr. WILLIAMS, who informed the House that John H. Fulton is in nomination before the Senate.

Ordered, That Mr. DARST inform the Senate that John H. Fulton is in nomination before the House.

The roll was called with the following result :

For John H. Fulton, - - - 56

The vote was recorded as follows :

For JOHN H. FULTON—Messrs. Speaker, Arnold, Bandy, Black, Bohannon, Bolen, Brown, Burks, Carter, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgatt, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Mallory, McClintic, Mathews, Miller, Munford, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Stribling, Van Doran, and Waddill—56.

Mr. ROBERTS nominated John A. Kelly for judge of the sixteenth judicial circuit.

A message was received from the Senate by Mr. RHEA, who informed the House that John A. Kelly is in nomination before the Senate.

Ordered, That Mr. ROBERTS inform the Senate that John A. Kelly is in nomination before the House.

The roll was called with the following result :

For John A. Kelly	-	-	-	60
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The vote was recorded as follows :

For JOHN A. KELLY—Messrs. Speaker, Addington, Arnold, Bandy, Black, Bohannan, Bolen, Brown, Burks, Carter, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgat, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Hylton, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Mallory, Mauck, Moss, Miller, Munford, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Stribling, Taliaferro, Van Doran, Waddill, and Wescott—60.

Mr. Fulkerson of *Lee*, nominated H. S. K. Morrison for judge of the seventeenth judicial circuit.

A message was received from the Senate by Mr. FLANARY, who informed the House that H. S. K. Morrison is in nomination before the Senate.

Ordered, That Mr. FULKERSON of *Lee*, inform the Senate that H. S. K. Morrison is nomination before the House.

The roll was called with the following result :

For H. S. K. Morrison,	-	-	-	58
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The vote was recorded as follows :

For H. S. K. MORRISON—Messrs. Speaker, Addington, Arnold, Black, Bohannan, Bolen, Brown, Burks, Carter, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgat, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lockett, Loving, Mallory, Moss, Miller, Munford, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Stribling, Taliaferro, Van Doran, Waddill, and Wescott—58.

The SPEAKER appointed Messrs. DOWNING, HAY, and FRANKLIN, the committee on the part of the House to count and report the joint votes.

The committee subsequently, by their chairman, reported as follows :

For city judge of Manchester :

Whole number of votes cast,	-	-	-	103
Necessary to a choice,	-	-	-	52
J. H. Ingram received	-	-	-	75
S. Bassett French received	-	-	-	28

For city judge of Winchester :

Whole number of votes cast,	-	-	-	80
Necessary to a choice,	-	-	-	41
W. L. Clark received	-	-	-	78
T. S. Curlett "	-	-	-	1
Austin Hylton "	-	-	-	1

There is no election, no quorum voting in the House.

The committee subsequently, by their chairman, reported as follows:

For judge of the first judicial circuit :

Whole number of votes cast	-	-	-	98
Necessary to a choice,	-	-	-	50
C. W. Hill received	-	-	-	97
Leroy H. Shields,	-	-	-	1

For judge of the second judicial circuit:

Whole number of votes cast,	-	-	-	100
Necessary to a choice,	-	-	-	51
B. A. Hancock received	-	-	-	75
Geo. S. Bernard "	-	-	-	24
R. G. Mauck "	-	-	-	1

For judge of the third judicial circuit:

Whole number of votes cast,	-	-	-	100
Necessary to a choice,	-	-	-	51
F. D. Irving received,	-	-	-	100

For judge of the fourth judicial circuit :

Whole number of votes cast,	-	-	-	82
Necessary to a choice,	-	-	-	42
S. G. Whittle received	-	-	-	82

For judge of the fifth judicial circuit:

Whole number of votes cast	-	-	-	79
Necessary to a choice,	-	-	-	40
J. D. Horsley received	-	-	-	79

For judge of the seventh judicial circuit:

Whole number of votes cast,	-	-	-	76
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Necessary to a choice, - - -	89
Beverley R. Wellford, Jr., received - -	75
T. S. Curlett, - - -	1

For judge of the eighth judicial circuit:

Whole number of votes cast, - - -	109
Necessary to a choice, - - -	55
B. T. Gunter received - - -	75
R. L. Henley - - -	34

For judge of the tenth judicial circuit:

Whole number of votes cast, - - -	85
Necessary to a choice, - - -	43
W. S. Barton received - - -	85

For judge of the eleventh judicial circuit:

Whole number of votes cast, - - -	82
Necessary to a choice, - - -	42
James Keith received - - -	82

For judge of the twelfth judicial circuit:

Whole number of votes cast, - - -	78
Necessary to a choice, - - -	40
R. H. Turner received - - -	78

For judge of the thirteenth judicial circuit:

Whole number of votes cast, - - -	81
Necessary to a choice, - - -	41
William McLaughlin received - - -	81

For judge of the fourteenth judicial circuit:

Whole number of votes cast, - - -	80
Necessary to a choice, - - -	41
Henry E. Blair received - - -	80

For judge of the fifteenth judicial circuit:

Whole number of votes cast, - - -	80
Necessary to a choice, - - -	41
John H. Fulton received - - -	80

For judge of the sixteenth judicial circuit :

Whole number of votes cast, - - -	86
Necessary to a choice, - - -	44
John A. Kelly received - - -	86

For judge of seventeenth judicial circuit :

Whole number of votes cast, - - -	83
Necessary to a choice, - - -	42
H. S. K. Morrison received - - -	83

J. H. Ingram having received a majority of the whole number of votes cast, was declared duly elected city judge of Manchester for the term prescribed by law.

C. W. Hill, B. A. Hancock, F. D. Irving, S. G. Whittle, J. D. Horsley, B. R. Wellford, Jr., B. T. Gunter, W. S. Barton, James Keith, R. H. Turner, William McLaughlin, Henry E. Blair, John H. Fulton, John A. Kelly, and H. S. K. Morrison, having received a majority of the whole number of votes, were declared duly elected judges for the first, second, third, fourth, fifth, seventh, eighth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth, sixteenth, and seventeenth judicial circuits, respectively, for the term prescribed by law.

A message was received from the Senate by Mr. HURT, who informed the House that the Senate had passed House bill entitled an act to amend and re-enact an act entitled an act to amend and re-enact section 7, of chapter 166, Code of 1873, in relation to service of process against or notice to a corporation, No. 128.

A message was received from the Senate by Mr. STAPLES, who informed the House that the Senate has passed Senate bill entitled an act to authorize the mayor and council of the town of Martinsville, to borrow money and issue bonds therefor, No. 388; in which bill they respectfully request the concurrence of the House.

On motion of Mr. STUART, the House adjourned until to-morrow at 11 o'clock, A. M.

THURSDAY, FEBRUARY 18, 1886.

On motion of Mr. FRANKLIN, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows :

In Senate, February 17, 1886.

The Senate have passed Senate bills entitled an act to provide a new charter for the town of Wytheville, No. 395; and an act to amend

and re-enact section 1, of chapter 4 of an act entitled an act to amend and re-enact the charter of the city of Lynchburg, approved March 3, 1880, No. 351; in which bills they respectfully request the concurrence of the House of Delegates.

No. 351. Senate bill, was read twice and placed on the calendar, the rule having been suspended on motion of Mr. LAWSON, requiring its reference to a committee.

No. 395. Senate bill, was read twice and placed on the calendar, the rule having been suspended on motion of Mr. HAY, requiring its reference to a committee.

No. 388. Senate bill entitled an act to authorize the mayor and council of the town of Martinsville to borrow money and issue bonds therefor, was read twice and placed on the calendar, the rule having been suspended on motion of Mr. PETERS requiring its reference to a committee.

The following House bills, reported from the committee on roads and internal navigation, were read a first time:

No. 362. House bill to charter the Clinch River railroad company.

No. 363. House bill to incorporate the Virginia railroad and transportation company.

No. 364. House bill to amend and re-enact section 5 of an act entitled an act to incorporate the Danville and New River narrow-gauge railroad company, approved March 20, 1873, as amended by acts approved March 20, 1877, and by March 6, 1882.

Mr. BOLEN, under a suspension of the rule, presented,

No. 365. House bill to provide for a reassessment of lands and lots in the county of Wythe, which was read the first time.

Mr. GILLS, under a suspension of the rule, presented,

No. 366. House bill for opening and keeping in repair roads and bridges in the county of Amelia, which was read the first time.

The following House bills reported from the committee on finance, were read a first time:

No. 367. House bill for the relief of C. W. Sullivan, treasurer of Montgomery county.

No. 368. House bill for the relief of the sureties of L. L. Deakins, late treasurer of Greenville county.

No. 369. House bill for the relief of R. G. and W. W. Haden of Botetourt, for taxes erroneously assessed for the year 1878, etc., with the recommendation that it do not pass.

The following Senate bills were reported from the committee on finance:

No. 175. Senate bill entitled an act for the relief of John H. Sears of Mathews county, Virginia.

No. 120. Senate bill entitled an act for the relief of John C. Thomas and others of Mathews county, Virginia.

Mr. FRANKLIN offered the following resolution:

Whereas the platform of the Democratic party adopted in July

1885, contains the following promise and pledge to the people of the State: "We reiterate our advocacy of such civil service reform as will make character and fitness the test of official preference, and exclude the loathsome system of the Republican party which became the scandal of the country;" therefore, be it

Resolved, That the committee for courts of justice be and it is hereby instructed to inquire and report to the House of Delegates such bill or bills as in the opinion of the said committee may be necessary to carry out this promise and pledge, to the end that character and fitness may be made the test in all appointments to public position under the State government.

The House referred the resolution to the committee for courts of justice.

Mr. FRANKLIN moved to suspend the rule requiring a reference to a committee of a joint resolution in relation to United States government contracts, which motion was rejected—yeas 15; yeas 38.

On motion of Mr. FRANKLIN the vote was recorded as follows:

YEAS—Messrs. Borum, Curlett, Franklin, Gills, Hurt, Hylton, Jones, McClintic, Martin, Mathews, Mauck, Southworth, Thorne, Turner, and Webb—15.

NAYS—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Burks, Chalmers, Childress, Dickenson, Downing, Dupuy, Grimsley, Hay, Holladay, Huffman, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Miller, Noblin, Payne, Powell, Reid, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—38.

The joint resolution was referred to the committee on asylums and prisons.

Leave of absence was granted Mr. DARST four days.

A message from the governor was presented as follows:

COMMONWEALTH OF VIRGINIA,
OFFICE OF THE GOVERNOR, *February 18, 1886.*

To the General Assembly:

A constitutional obligation obliges me to bring to the consideration of the General Assembly of Virginia such matters as I may deem expedient.

My purpose in this communication is to call the attention of the Legislature to the recent decisions rendered by the Supreme Court of the United States, which seriously affect the rights and interests of Virginia. For while we believe in the sovereignty of the State, and that under the Constitution of the United States she cannot be sued by citizens within her limits or by those without; and while we recognize no distinction between the State and its officers, because the State "acts by its legislative, its executive, or its judicial authorities," and can act in no other way; we are also firmly persuaded that constant conflict between the courts and the State is an agitation to the body politic and should cease.

Our financial condition, already sufficiently embarrassed, will it is feared be still further complicated by them, and it behooves all departments of the State government to labor and confer together, so that, if possible, a remedy may be provided. The people of Virginia, after a long and acrimonious agitation of the debt question, reached in 1881 and 1882 the settlement which has since received the sanction of both political parties of the State. From the position thus taken, the people will not recede. It is unnecessary at this late day to recall the history of the debt legislation of this State, or refer to the bitter political struggles which resulted in the triumph of a sentiment which found expression in the settlement made in 1881 and 1882. Suffice it to say, that that settlement reflects still the

overwhelming will of a majority of the people of the commonwealth; that it was reached after long and exhaustive agitation; that any renewal of which would be injurious to the interests of the creditors and of the State; and the representatives of the people stand pledged to its maintenance, and should invoke every resource of law necessary to enforce its acceptance by the creditors, so that they "fight not as one that beats the air."

It is believed by many, and I indulge at least the hope, that if a dispassionate representation was made to our creditors of the condition of the State before, during, and since the war, of all her resources and taxable values at the time the Virginia debt settlements were entered into by the Legislature in 1865 and 1866, in 1871, and in 1879, that it would be made apparent to the creditors that the debt recognized by these several acts involved a recognition, on the part of the State, of a larger volume of indebtedness than was actually within the ability of the State to pay. There are duties resting upon the State, and recognized by the Constitution of the United States, of a dignity higher than the obligations to her creditors, such as the absolute necessity of controlling at least so much of the revenues as is necessary to the support and maintenance of our government, our free schools, our charitable institutions, and the administration of justice; and the sense of the more imperative nature of these duties largely contributed to bring about the settlement of 1881 and 1882.

Virginia from her geographical position became the battle ground for four years of contending hosts. Her soil was exhausted to supply armies. Houses, barns, farming implements and fences were destroyed; her industries paralyzed; the wheels of her commerce stopped; the fires in her furnaces were extinguished; her heroic sons fell beneath shot and shell, or were enfeebled by exposure and disease; her beautiful capitol city was swept by fire and her boundaries changed so as to show two States where only one had previous existence. Free schools were established and freedmen made voters. The State was without banks, and practically without currency. Her citizens when returning to their various avocations in 1865, in most instances, had to begin their business lives again. The land was before them, but it was confronted by a change in the labor system, while stock of all kinds had to be provided. The funding bill of 1871 mortgaged the life blood of the State, and threatened destruction to the schools; the bill of 1879 went down when made an issue before the people, and a majority of the voters of the State demanded its repeal, and decided it should be replaced by the settlement of 1881 and 1882. The party in whose hands the reins of government have now been placed, was restored to power upon a pledge not to disturb that settlement, because the voice of Virginia speaking through a majority of her voters so ordered it. Whatever differences of opinion existed among our people at the time of the passage of that settlement have in the main disappeared, and the people of the State without reference to party distinction, are of one mind in their resolution to uphold and maintain in all its integrity and by all lawful means the settlement thus declared. It may be well to observe that the various acts heretofore mentioned, which undertook to deal with the rights and interests of our creditors, were passed without direct conference or consultation with them. We would suppose that a people so jealous of their good faith, so sedulous to preserve their good name as Virginians have always been, would not propose a settlement to their creditors which was not based upon principles of equity and fairness. Notwithstanding the great diversity of sentiment that existed among our people when the agitation upon the State debt first began, a full and free discussion of it has resulted as we have seen in perfect unanimity among our people of all political parties, and there is reason to hope that the same arguments which have brought this about in spite of the prejudices and passions which for a long time surrounded the consideration of the subject, will prove equally effective when addressed to an intelligent and honest creditor.

It may be said that nothing in relation to the debt of Virginia has been done in a corner; that the press published all that has been said and done in regard to it; that in political conventions, upon the hustings, through executive messages, and through litigations in the courts, the creditors have been fully informed of the just measure of their rights and the liability of the State to them. All this may be true as to any syndicate or organization which controls or directs the foreign bondholders. For it is understood that there is now an organization which absolutely controls, directs, and governs the interests of their principals or the actual owners of the bonds, and it may well be that the syndicate or agent is thoroughly

informed as to all of these matters, while the principal remains entirely in the dark. As, therefore, this settlement has been finally enacted, there is every reason to believe that we can impress others with the conditions which led to its adoption; and it is at least due to the traditional love of fair play of our people that every effort should be made to acquaint our creditors with the terms of the settlement offered, before concluding they are unwilling to accept it. But it is vain to recapitulate the difficulties of the situation, unless it be with the purpose of suggesting a remedy. After a most careful consideration of the situation, with a full sense of the official obligation, with a consciousness of the difficulties which surround us, with a knowledge that the peril to the settlement which we have decreed is serious, I earnestly recommend to the General Assembly of Virginia the appointment of a commission whose duties shall be plainly defined, whose powers shall be carefully prescribed, guarded, and limited, that no misconception be indulged in on the part of any one. Such a commission should only be empowered to explain the settlement of 1881 and 1882 to the creditors, and point out that which addresses itself to their interests, as well as to the interests of the State. It should be clothed with no other power, and have no other duties to perform, but to urge them to accede to the settlement Virginia has decreed, to represent how futile had been their efforts in the past to resist the determination of our people, and that the future held out to them only the prospect of interminable litigation, injurious alike to them and to us; that the achievement of mere illusory triumphs in the courts, are fraught with no substantial advantages to the litigants on either side. It would be the duty of the commission to point out to them the vast untried and unexpended power which resides in a united and resolute people, and caution them against the danger of arousing a public sentiment which might be forgetful of all sense of justice, and taking counsel only from passion, destroy the interests which we are now striving to protect.

It is believed that if those holding the outstanding indebtedness of the State, could meet through their committee, face to face, such a commission here in Virginia or elsewhere, and hear and see for themselves, be confronted by the stubborn facts as they exist at present, and be impressed with the uncertainty which dwells in the future and arises from the unsettled problem, which constantly exasperates and harrasses the public mind by fresh decisions of the courts, they would be willing to fund such outstanding indebtedness into the bonds of this settlement. Such action upon their part solves the problem and terminates the agitation. Virginia will act in good faith, will pay her debt thus ascertained and acquiesced in by both contracting parties, because her revenues will prove abundant to do so, without increasing the burdens upon her people.

Confidence and capital will come to her hand in hand; desirable immigration will follow a restored credit, and the commonwealth will rapidly gain the place in the sisterhood of States which her climate, her mineral wealth, and her agricultural resources entitle her to occupy. Then, indeed will all things be "established upon the best and surest foundation" and we may earnestly hope that "peace and happiness, truth and justice, religion and piety" will also be "established among us for all generations."

FITZHUGH LEE.

I herewith submit in connection with the foregoing message the following facts and figures for the information of all concerned:

The receipts of the last fiscal year were, \$2,696,103 22. Of this amount, \$50,164 50 was paid in coupons, showing a cash revenue of \$2,645,938 72. The face amount of the tax receivable coupons is \$2,721,212 00. If this amount is forced upon the treasury, in any one year, it will absorb the entire revenue for that year and leave \$25,108 78, tax receivable coupons still unpaid.

The deficit in the treasury from January 1, 1872, to January 1, 1880, was \$9,280,238 91 or \$1,160,029 86 per annum, and it is but fair to suppose that a similar state of things will exist, if these coupons are forced on the treasury, for this will necessitate an additional tax of 14 cents on every hundred dollars of value in the State, and the people have decided that this is more taxation than they can bear.

The best explanation of the discontent that follows an increase of taxes in Virginia, will be found in an examination of the following table of the number of citizens who are assessed with a State tax of twenty-five dollars or more, up to five hundred dollars, as prepared by the second auditor:

All over \$25, number 9,695; all over \$50, number 3,769; all over \$100, number 1,234; all over \$200, number 356; all over \$300, number 179; all over \$400, number 115; all over \$500, number 80.

There are about 300,000 individual tax-payers in the State, of whom the lists in the auditor's office show a delinquency of 16 per cent. This leaves the taxation to fall upon 248,000 tax-payers, of whom only about 4 per cent. are taxed twenty-five dollars and upwards. These figures, if correct, show that 96 per cent. of the tax-paying population of Virginia is poor, and it is on them that the tax falls most heavily; for the weight of a tax is not proportional to its amount, but to the ability of the tax-payer, and he who pays out of the money that buys food and clothes for his family is the man who really suffers from an increase of taxation.

It is true that the total tax is distributed as follows:

Banks, tax on.....	\$ 45,623 57
Insurance companies	31,410 25
Licenses other than liquor.....	432,495 60
Liquor licenses.....	319,899 74
Railroads, tax on.....	171,444 34

Total.....\$1,000,873 50

Leaving the following sum to be paid by the people:

Capitation tax ..	\$195,778 06
Incomes	24,333 56
Personal property tax.....	261,085 11
Real estate tax.....	905,789 48
Revenue 5 per cent. penalty.....	25,539 11

\$1,412,525 32

Miscellaneous sources..... \$282,704 40

But the above facts are to be offset by the county and municipal taxation, which the figures I have obtained from the auditor's office show to be 160 per cent. of the State taxation.

The opinion of some that the consol and ten-forty coupons may be funded at par as they mature, into new threes without inconvenience, is not considered correct by the second auditor. He reports the amount thus proposed to be funded is \$25,826,580, which added to the \$20,204,900 (principal of these bonds) would make a total of \$46,031,480 by the time the bonds mature. But the preamble to the settlement of 1881 and 1882 declared that the resources of the State are inadequate to pay more than 3 per cent. in annual interest on the debt, which was ascertained to be \$21,035,377, or more accurately \$23,048,823.

FITZHUGH LEE.

On motion of Mr. HAY, the message was passed by and ordered to be printed.

A communication from the governor was presented as follows:

COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,
RICHMOND, VA., February 17, 1886.

To the General Assembly:

On the 17th of April, 1882, the common council of the city of Petersburg adopted the following resolution:

"That the sum of three thousand dollars be donated to the State for the purchase of a site for the colored normal school: provided said site is in the city or adjacent thereto: and provided further, that the legislature of the State shall legalize this action."

I have submitted to the attorney-general the question, whether an act of the General Assembly legalizing this resolution of the council, will render the donation binding upon the city.

The Institute having been located at Petersburg, and the attorney-general being

of opinion that the State will be able to recover the amount from the city, I have the honor to recommend the passage of such an act.

I submit in this connection, the opinion of the attorney-general, a copy of the resolution of the council, a letter from the Hon. James D. Brady, president of the board of commissioners at the time, and the report of the commission appointed under the provisions of an act of the General Assembly of Virginia, entitled an act to incorporate the Normal and Collegiate Institute, and provide for the support of the same, approved March 6, 1882.

FITZHUGH LEE.

On motion of Mr. HAY, the communication was passed by and ordered to be printed.

The following were presented and referred under rule 37:

By Mr. POLLARD: A bill to require the sinking fund commissioners and the board of public works to collect interest on all 3 per cent. Virginia bonds held by them and invest such interest on other such bonds. Referred to committee on finance.

By Mr. DOWNING: A bill to amend and re-enact sections 2, 3, 4, 5, 7, and 9 of an act entitled an act to incorporate the Powell's Fort mining company, approved March 4, 1878. Referred to committee on roads and internal navigation.

By Mr. CHALMERS: A bill to authorize the board of supervisors of Isle of Wight county to supplement the salary of the judge of the county court of said county. Referred to committee for courts of justice.

By Mr. TURNER: To repeal so much of the act to provide for keeping the paupers in the counties of Scott, Lee, Grayson, Carroll, Floyd, Goochland, Bedford, Mathews, Rockbridge, and Amherst, approved March 12, 1878, and of all acts and parts of acts amendatory thereof as refer to Goochland county. Referred to committee on counties, cities and towns.

By Mr. WESCOTT: Joint resolution to appropriate \$300 to the relief of Dr. G. T. Scarburgh. Referred to the committee for courts of justice.

By Mr. GRIMSLEY: A petition of Henry Somerville and others, asking that John T. Tipten be included in the appropriation for disabled confederate soldiers. Referred to the committee on finance.

By Mr. TURNER: A bill to amend and re-enact section 33 of chapter 450, of the Acts of 1883-84, increasing the tax on peddlers. Referred to the committee on finance.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 289. House bill to incorporate the Danville and Northwestern railroad company, was, on motion of Mr. MUNFORD, taken up out of its order on the calendar.

The bill was read a second time.

On motion of Mr. MUNFORD, the bill was amended by inserting after the word "ask," in line 16 of section 5, the following: "pro-

vided the amount asked for does not exceed the limit prescribed by the charter of such city or town."

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 184. House bill to provide compensation to John M. Forbes and M. Boswell Seawell for certain professional services rendered by them respectively in behalf of the commonwealth, was, on motion of Mr. GRIMSLEY, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 111. Senate bill entitled an act to incorporate the Bland county high school, in the town of Seddon, and to create a sub-school district in Bland county, and for other purposes, was, on motion of Mr. ROBERTS, taken up out of its order on the calendar.

The bill was read a third time and passed.

Mr. ROBERTS moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 85. Senate bill entitled an act giving authority to the city of Richmond, to improve and control roads to new reservoir and Soldiers' home, was, on motion of Mr. PATTON, taken up out of its order on the calendar.

The bill was read a third time and passed—yeas 50; nays 21.

On motion of Mr. WADDILL, the vote was recorded as follows:

YEAS—Messrs. Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Carter, Chalmers, Childress, Cornett, Dabney, Dickenson, Downing, Dunlop, Echols, Fentress, Figgat, Abram Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Patton, Peters, Pollard, Reid, Roberts, Ryan, Saunders, Schoolfield, Stark, Stribling, Taliaferro, Tavenner, Terry, and Van Doran—50.

NAYS—Messrs. Acker, Addington, Bandy, Bolling, Borum, Faulcon, Gills, Hurt, Hylton, Jones, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Southworth, Thorne, Turner, Waddill, and Webb—21.

Mr. RYAN moved to reconsider the vote by which the bill was passed, which motion was rejected.

A message was received in the Senate by Mr. McCORMICK, who informed the House that the Senate has agreed to a concurrent resolution as follows:

"Resolved, (the House of Delegates concurring), That the General Assembly proceed this day at 12:30 o'clock, P. M., to elect a judge for the corporation court of the city of Winchester"—

In which they respectfully request the concurrence of the House.

The SPEAKER laid the concurrent resolution before the House.

The concurrent resolution was agreed to.

Mr. HAY moved to reconsider the vote by which the resolution was agreed to, which motion was rejected.

Ordered, That Mr. HAY inform the Senate that the House has agreed to the concurrent resolution.

No. 229. Senate bill entitled an act to refund to A. R. Green,

treasurer of Halifax county, the amount of costs paid by him in a suit resisting the payment of coupons for State taxes, was, on motion of Mr. NOBLIN, taken up out of its order on the calendar.

The bill was read a third time and passed—yeas 55.

The vote required by the constitution, was recorded as follows :

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Bohannon, Bolen, Bolling, Borum, Brown, Buchanan, Burks, Carter, Dabney, Dickenson, Downing, Dunlop, Echols, Faulcon, Figgat, Franklin, Abram Fulkerson, Gills, Hay, Hoge, Holladay, Huffman, Hylton, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Mallory, Martin, Mathews, Mayo, Moss, Munford, Noblin, O'Bannon, Patton, Peters, Pollard, Reid, Rice, Roberts, Ryan, Saunders, Schoolfield, Smith, Starke, Stribling, Tavenner, Thorne, and Tillar—55.

Mr. NOBLIN moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 299. House engrossed bill to authorize the board of supervisors of Warren county to borrow forty thousand dollars to pay off bonds on account of subscription to Manassas Gap railroad company, was, on motion of Mr. DOWNING, taken up out of its order on the calendar.

The bill was read the third time and passed.

Mr. DOWNING moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 91. House joint resolution to repair the executive mansion and appropriating money therefor, was, on motion of Mr. SMITH, taken up out of its order on the calendar.

The question being on agreeing to the motion of Mr. HAY to reconsider the vote by which the amendment of the Senate was rejected, was put and decided in the affirmative.

The question recurring on agreeing to the amendment of the Senate, was put and decided in the affirmative—yeas 53; nays 8.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Addington, Arnold, Bandy, Black, Bohannon, Buchanan, Carter, Chalmers, Curlett, Dabney, Dickenson, Dunlop, Dupuy, Fentress, Figgat, Franklin, Gills, Goad, Holladay, Huffman, Johnson, Wm. I. Jordan, Lawson, Lightner, Mallory, McCandlish, Martin, Mathews, Moss, Miller, Munford, Noblin, O'Bannon, Patton, Payne, Peters, Pollard, Powell, Reid, Rice, Ryan, Saunders, Schoolfield, Smith, Southworth, Stribling, Taliaferro, Tavenner, Thorne, Tillar, Turner, Van Doran, and Waddill—53.

NAYS—Messrs. Acker, Cornett, Hay, Hurt, Loving, Mauck, Roberts, and Webb—8.

The hour of 12½ o'clock P. M. having arrived,

Ordered, That Mr. MUNFORD inform the Senate that the House is ready on its part to proceed to execution of the joint order, having for its object the election of a judge for the corporation court of the city of Winchester.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate is ready on its part to proceed to the execution of the joint order.

Mr. TAVENNER nominated W. L. Clark for city judge of Winchester.

A message was received from the Senate by Mr. McCORMICK, who informed the House that W. L. Clark is in nomination before the Senate.

Ordered, That Mr. TAVENNER inform the Senate that W. L. Clark is in nomination before the House.

The roll was called with the following result :

For W. L. Clark,	-	-	-	-	62
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The vote was recorded as follows :

For W. L. CLARK—Messrs. Speaker, Acker, Addington, Arnold, Black, Bolen, Brown, Buchanan, Carter, Chalmers, Childress, Cornett, Curlett, Dickenson, Downing, Dunlop, Dupuy, Echols, Faulcon, Fentress, Abram Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Hurt, Hylton, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Mallory, McClintic, Martin, Mathews, Mayo, Moss, Miller, Munford, O'Bannon, Patton, Payne, Pollard, Powell, Reid, Rice, Roberts, Ryan, Saunders, Schoolfield, Smith, Starke, Stribling, Taliaferro, Tavenner, Thorne, Tillar, and Van Doran—62.

The SPEAKER appointed Messrs. PETERS, CORNETT, and Moss, the committee on the part of the House to count and report the joint vote.

The committee subsequently, by their chairman, reported as follows :

Whole number of votes cast,	-	-	-	92
Necessary to a choice,	-	-	-	49
W. L. Clark received	-	-	-	92

The SPEAKER declared that W. L. Clark having received a majority of all the votes cast, is duly elected city judge of Winchester, for the term prescribed by law.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate has agreed to a concurrent resolution as follows:

Resolved (the House of Delegates concurring), That so much of the joint order providing for the election of circuit judges as provides for the election of a judge of the sixth circuit be postponed until Saturday, February 20, at 12:30 P. M.

The SPEAKER laid the concurrent resolution before the House.

The concurrent resolution was agreed to.

Mr. LOVING moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. LOVING inform the Senate that the House has agreed to the concurrent resolution.

A message was received from the Senate by Mr. STAPLES, who informed the House that the Senate is ready on its part to proceed to the execution of the joint order having for its object the election of a judge for the ninth judicial circuit.

Ordered, That Mr. TALIAFERRO inform the Senate that the House is ready on its part to proceed to the execution of the joint order.

Mr. TALIAFERRO nominated James M. Jeffries for judge of the ninth judicial circuit.

A message was received from the Senate by Mr. STUBBS, who informed the House that James M. Jeffries is in nomination before the Senate.

Ordered, That Mr. TALIAFERRO inform the Senate that James M. Jeffries is in nomination before the House.

The roll was called with the following result:

For James M. Jeffries,	-	-	-	64
H. W. Dangerfield,	-	-	-	4

The vote was recorded as follows:

FOR JAMES M. JEFFRIES—Messrs. Speaker, Addington, Bandy, Black, Bohannon, Bolen, Bolling, Brown, Buchanan, Burks, Carter, Chalmers, Childress, Cornett, Curlett, Dabney, Dickenson, Downing, Dunlop, Dupuy, Echols, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Hurt, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Malory, McClintic, Mathews, Moss, Miller, Munford, Noblin, O'Bannon, Patton, Payne, Peters, Pollard, Powell, Reid, Rice, Roberts, Ryan, Saunders, Schoolfield, Smith, Stribling, Taliaferro, Tavenner, Terry, Tillar, and Van Doran—64.

FOR H. W. DANGERFIELD—Messrs. Acker, Franklin, Martin, and Turner—4.

The SPEAKER appointed Messrs. PETERS, CORNETT, and MOSS, the committee on the part of the House to count and report the joint vote.

The committee subsequently by their chairman, reported as follows:

Whole number of votes cast	-	-	-	96
Necessary to a choice	-	-	-	49
James M. Jeffries received	-	-	-	92
H. W. Dangerfield	-	-	-	4

The SPEAKER declared that James M. Jeffries having received a majority of all the votes cast, is duly elected judge of the ninth judicial circuit for the term prescribed by law.

Special order, No. 103. House engrossed bill to repeal an act entitled an act providing for a new board of visitors for the University of Virginia, approved April 14, 1882, and to amend and re-enact sections 2, 4, and 5, of chapter 80, of the Code of 1873, came up.

The bill was read a third time and passed.

Mr. MUNFORD moved to reconsider the vote by which the bill was passed, which motion was rejected.

Special order, No. 164. House bill to employ convict labor on county roads and other works of internal improvement, came up.

The question being on agreeing to the amendment offered by

FULKERSON of *Washington*, was put and decided in the affirmative—yeas 30; nays 27.

On motion of Mr. FULKERSON of *Washington*, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bohannon, Borum, Brown, Buchanan, Chalmers, Dickenson, Downing, Echols, Figgat, Abram Fulkerson, L. D. Fulkerson, Hay, Hurt, Jones, C. F. Jordan, Martin, Mathews, Mauck, Payne, Reid, Roberts, Saunders, Stribling, Taliaferro, Webb, Wescott, and Wilkins—30.

NAYS—Messrs. Speaker, Bandy, Bolling, Burks, Carter, Cornett, Curlett, Dunlop, Faulcon, Gills, Goad, Hoge, Holladay, Huffman, Johnson, W. I. Jordan, Lawson, Lightner, Loving, Miller, Patton, Peters, Rice, Schoolfield, Tavenner, Tillar, and Van Doran—27.

Mr. ECHOLS moved to reconsider the vote by which the amendment was agreed to.

Pending the consideration of which,

The hour of 2 o'clock, P. M. having arrived, the chair was vacated until 4 o'clock, P. M.

EVENING SESSION.

The chair was resumed at 4 o'clock, P. M.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had passed Senate bill entitled an act to incorporate the Virginia construction company, No. 412, in which bill they respectfully request the concurrence of the House.

The question being on agreeing to the motion of Mr. ECHOLS to reconsider the vote by which the amendment was agreed to,

Mr. FULKERSON of *Lee*, moved that the House do now adjourn; which motion was rejected—yeas 1; nays 51.

On motion of Mr. FULKERSON of *Lee*, the vote was recorded as follows:

YEAS—Mr. Bandy—1.

NAYS—Messrs. Speaker, Acker, Addington, Bolen, Brown, Buchanan, Burks, Carter, Chalmers, Dabney, Dickenson, Downing, Dunlop, Dupuy, Echols, Fentress, Figgat, Franklin, L. D. Fulkerson, Gills, Goad, Hay, Holladay, Huffman, Hurt, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Lightner, Loving, McCandlish, McClintic, Mathews, Miller, Munford, Noblin, O'Bannon, Pollard, Rice, Roberts, Ryan, Saunders, Schoolfield, Sebrrell, Southworth, Tavenner, Terry, Thorne, Tillar, and Turner—51.

The motion to reconsider was agreed to—yeas 38; nays 21.

On motion of Mr. CARTER the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Burks, Carter, Cornett, Dunlop, Figgat, Franklin, Grimsley, Holladay, Huffman, Johnson, C. F. Jordan, Lawson, Lightner, Lockett, Mallory, McCandlish, Moss, Noblin, Peters, Pol-

lard, Rice, Schoolfield, Sebrell, Southworth, Starke, Taliaferro, Tavenner, Terry, Tillar, Turner, Van Doran, Wescott, and Wilkins—38.

YAYS—Messrs. Acker, Addington, Bandy, Chalmers, Downing, Dupuy, Fentress, A. Fulkerson, L. D. Fulkerson, Gills, Hay, Hurt, Hylton, Loving, McClintic, Mathews, Mauck, Payne, Reid, Saunders, and Webb—21.

Mr. FIGGAT moved the pending question; which was not ordered—yeas 28; nays 35.

On motion of Mr. WADDILL the vote was recorded as follows:

YEAS—Messrs. Speaker, Bolen, Burks, Cornett, Dickenson, Dunlop, Dupuy, Fentress, Figgat, Goad, Holladay, Huffman, Johnson, C. F. Jordan, Lawson, Lockett, Mallory, Pollard, Rice, Row, Schoolfield, Sebrell, Smith, Southworth, Taliaferro, Tavenner, Van Doran, and Wescott—28.

NAYS—Messrs. Acker, Addington, Arnold, Bandy, Black, Bohannon, Bolling, Buchanan, Chalmers, Downing, Franklin, Abram Fulkerson, L. D. Fulkerson, Gills, Hay, Hurt, Hylton, W. H. Jordan, Lightner, Loving, McCandlish, McClintic, Mathews, Mauck, Payne, Peters, Reid, Roberts, Ryan, Saunders, Thorne, Turner, Waddill, Webb, and Wilkins—35.

The question recurring on agreeing to the amendment offered by Mr. FULKERSON of *Washington*, was put and decided in the negative—yeas 26; nays 30.

On motion of Mr. FULKERSON of *Washington*, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Buchanan, Chalmers, Downing, Franklin, Abram Fulkerson, L. D. Fulkerson, Gills, Hay, Hurt, Hylton, C. F. Jordan, Loving, McClintic, Martin, Mathews, Mauck, Payne, Reid, Roberts, Taliaferro, Thorne, Turner, and Webb—26.

NAYS—Messrs. Arnold, Black, Bohannon, Bolen, Burks, Carter, Cornett, Dunlop, Fentress, Figgat, Goad, Grimsley, Holladay, Huffman, Johnson, Lawson, Mallory, Moss, Peters, Pollard, Rice, Schoolfield, Sebrell, Southworth, Starke, Tavenner, Terry, Tillar, Van Doran, and Wescott—30.

Mr. BUCHANAN moved to amend the bill by striking out all after the word "performed" in line 7, of section 5, and inserting the following: "and the said company shall pay in lawful money of the United States, into the treasury of the State at the end of each quarter, a sum sufficient to pay the expenses of feeding, clothing, guarding, and medical attention, paid by the State as provided for in this section; and the balance due the State for the hire of said convicts may be paid in the bonds of the counties subscribed to said companies."

Mr. BOLEN moved to amend the amendment by adding at the end thereof the words: "or the first mortgage bonds of the railroad companies," which motion was rejected.

The question being on agreeing to the amendment offered by Mr. BUCHANAN, was put and decided in the affirmative.

Mr. HAY moved to amend the bill by inserting as an independent section to come in after the 8 section, the following: "provided, that no contract for the hire of convicts by counties or corporations,

shall be for a period of less than one year;" which motion was rejected.

Mr. FRANKLIN moved that the House do now adjourn, which motion was rejected—yeas 27; nays 32.

On motion of Mr. MARTIN, the vote was recorded as follows:

YEAS—Messrs. Bolling, Burks, Dickenson, Downing, Franklin, A. Fulkerson, Gills, Holladay, Hurt, Hylton, Lawson, Loving, Mallory, McClintic, Martin, Mathews, Mauck, Moss, O'Bannon, Peters, Roberts, Ryan, Southworth, Tavenner, Turner, Waddill, and Webb—27.

NAYS—Messrs. Speaker, Acker, Addington, Arnold, Black, Bohannon, Bolen, Buchanan, Carter, Chalmers, Cornett, Dunlop, Echols, Fentress, Figgat, Goad, Hay, Huffman, Johnson, C. F. Jordan, Lockett, Noblin, Pollard, Reid, Saunders, Schoolfield, Sebrell, Taliaferro, Terry, Tillar, Van Doran, and Wescott—32.

Mr. FULKERSON of *Washington*, moved to amend the bill by inserting as an independent section to come in after the 8th section, the following:

§ 9. Any county or company obtaining convicts under this act shall be responsible for their safe keeping; and if any convict shall escape while under the control of such county or company under this act, the said county or company shall pay to the State fifty dollars—

Which motion was agreed to.

Mr. FULKERSON of *Washington*, moved to amend the bill by striking out in the 5th line of section 8 all after the word "bonds"; which motion was agreed to.

Mr. FULKERSON of *Washington*, moved to amend the bill by inserting in line 2 of section 2 after the word "fed", the word "clothed"; which motion was rejected—yeas 21; nays 33.

On motion of Mr. FULKERSON of *Washington*, the vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Bolling, Chalmers, Dickenson, Downing, Dupuy, Abram Fulkerson, Hay, Johnson, Loving, Mathews, Mauck, Payne, Reid, Ryan, Saunders, Taliaferro, Terry, and Webb—21.

NAYS—Messrs. Arnold, Black, Bohannon, Bolen, Burks, Cornett, Dunlop, Echols, Fentress, Figgat, Franklin, Gills, Goad, Holladay, Huffman, C. F. Jordan, Lawson, Lightner, Lockett, Mallory, McClintic, Moss, Noblin, Pollard, Rice, Roberts, Schoolfield, Sebrell, Southworth, Tillar, Turner, Van Doran, and Wescott—33.

Mr. MARTIN moved to amend the bill by adding at the end of section 4, the following: "but in no case shall said convicts be employed on said railroads when free labor shall seek employment thereon; and while the convicts are so employed, they shall be treated humanely and as kindly as consistent with the law and the nature of the services to be performed;" which motion was rejected.

Mr. ECHOLS moved to amend the bill by striking out the words "all acts and parts of acts that conflict with this act, are hereby repealed;" which motion was agreed to.

Mr. POLLARD moved the pending question, which was ordered—yeas 36; nays 20.

On motion of Mr. FRANKLIN, the vote was recorded as follows :

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Burks, Carter, Chalmers, Cornett, Dickenson, Downing, Dunlop, Dupuy, Fentress, Figgat, Goad, Holladay, Huffman, Johnson, C. F. Jordan, Lawson, Lightner, Lockett, Loving, Noblin, Payne, Pollard, Reid, Saunders, Sebrell, Tavenner, Terry, Tillar, Van Doran, and Wescott—36.

NAYS—Messrs. Acker, Addington, Franklin, Gills, Hay, Hurt, Hylton, Mallory, McClintic, Martin, Mathews, Mauck, Moss, Ryan, Schoolfield, Southworth, Taliaferro, Turner, Waddill, and Webb—20.

Mr. Martin moved that the House do now adjourn; which motion was rejected—yeas 7; nays 46.

On motion of Mr. Martin the vote was recorded as follows :

YEAS—Messrs. Franklin, Hylton, McClintic, Mathews, Turner, Waddill, and Webb—7.

NAYS—Messrs. Speaker, Acker, Addington, Arnold, Black, Bohannon, Bolen, Buchanan, Burks, Carter, Chalmers, Cornett, Dabney, Dickenson, Dunlop, Dupuy, Echols, Fentress, Figgat, Abram Fulkerson, Goad, Hay, Holladay, Huffman, Johnson, C. F. Jordan, Lawson, Lightner, Lockett, Loving, Mallory, Mauck, Miller, Noblin, Peters, Pollard, Powell, Reid, Saunders, Schoolfield, Sebrell, Taliaferro, Tavenner, Terry, Tiller, and Van Doran—46.

The question being on ordering the bill to be engrossed to be read a third time, was put and decided in the affirmative—yeas 41; nays 18.

On motion of Mr. FRANKLIN the vote was recorded as follows :

YEAS—Messrs. Speaker, Arnold, Bohannon, Bolen, Buchanan, Burks, Carter, Chalmers, Cornett, Dickenson, Dunlop, Dupuy, Echols, Fentress, Figgat, A. Fulkerson, Goad, Holladay, Huffman, Johnson, C. F. Jordan, Lawson, Lightner, Lockett, Mallory, Martin, Moss, Miller, Noblin, Peters, Pollard, Powell, Reid, Schoolfield, Sebrell, Smith, Tavenner, Terry, Tillar, Van Doran, and Wescott—41.

NAYS—Messrs. Acker, Addington, Bolling, Gills, Hay, Hurt, Hylton, Loving, McClintic, Mathews, Mauck, Payne, Ryan, Saunders, Southworth, Taliaferro, Turner, and Webb—18.

Mr. WADDILL stated that had he not been paired with Mr. PORTER he would have voted in the negative.

Mr. VAN DORAN moved to reconsider the vote by which the bill was ordered to be engrossed; pending which,

On motion of Mr. HAY, the House adjourned until to-morrow at 11 o'clock, A. M.

FRIDAY, FEBRUARY 19, 1886.

On motion of Mr. POWELL, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows :

In Senate, February 18, 1886.

The Senate have passed Senate bill entitled an act authorizing a board consisting of the attorney-general, secretary of the commonwealth, auditor of public accounts, second auditor and treasurer, to allow to tax collecting officers losses and expenses incurred in collecting or attempting to enforce or settle taxes due the commonwealth, No. 297.

They have agreed to Senate joint resolution requesting our representatives and instructing our senators in Congress to exert their influence in behalf of the Gosport navy yard, &c.

In which bill and joint resolution they respectfully request the concurrence of the House of Delegates.

No. 297. Senate bill, was read twice and referred to the committee on finance.

Senate joint resolution requesting our representatives and instructing our senators in Congress to exert their influence in behalf of the Gosport navy yard, &c., was read twice and referred to the committee on federal relations and resolutions.

No. 412. Senate bill entitled an act to incorporate the Virginia construction company, was read twice and placed on the calendar, the rule having been suspended on motion of Mr. PATTON, requiring its reference to a committee.

The following House bills, reported from the committee on counties, cities and towns, were read a first time :

No. 370. House bill to provide for a new assessment of real estate of Tanner's creek magisterial district of Norfolk county.

No. 371. House bill to provide for the disposition of certain moneys in the hands of the treasurer of Amelia county, which, prior to the abolition of the township system in this State, had been collected under township levies.

Mr. ECHOLS, under a suspension of the rule, presented,

No. 372. House bill to amend and re-enact sections 2 and 3 of an act passed January 15, 1867, entitled an act to establish and incorporate the Augusta county fair, as amended by an act approved January 20, 1874, changing the corporate name to the "Baldwin-Augusta fair," which was read a first time.

No. 320. Senate bill entitled an act to amend and re-enact an act to repeal the act passed January 26, 1866, relating to fences, so far as said act applies to Little Mill election district in the county of

Sussex, approved March 7, 1884, was reported from the committee on counties, cities and towns, with an amendment in the nature of a substitute.

The following Senate bills were reported from the committee on finance:

No. 201. Senate bill entitled an act to provide payment to E. C. Burks for services rendered the commonwealth as counsel in behalf of the State in the case of Thomas Branch & Co. against the commissioners of the sinking fund.

No. 84. Senate bill entitled an act to prescribe the penalty of the bond of the treasurer of Lynchburg, to secure the State revenue, and to require weekly settlements of such treasurer.

No. 110. Senate bill entitled an act for the relief of Mrs. R. W. Davidson of Floyd county.

No. 202. Senate bill entitled an act to provide compensation to Waller R. Staples for services rendered the commonwealth as counsel in the case of Marye vs. Parsons, &c.

No. 200. Senate bill entitled an act to provide compensation to A. H. Garland and Martin F. Morris, the representative of Richard T. Merrick, deceased, for services rendered by Garland and Merrick as counsel in behalf of the State of Virginia in the cases of Poindexter vs. Greenhow, &c.

No. 180. Senate bill entitled an act to amend and re-enact an act approved December 1, 1884, entitled an act to amend and re-enact an act approved March 17, 1884, entitled an act for the relief of the sureties of Charles W. Walker, late treasurer of Giles county.

No. 47. Senate bill entitled an act to provide for the payment of money into the treasury by check or certificate of deposit.

No. 48. Senate bill entitled an act for the relief of Robert M. Hutchinson and George R. Land, administrators of Samuel G. Farrar, late treasurer of the county of Mecklenburg, with amendments.

The following House bills, reported from the committee on finance, were read a first time:

No. 373. House bill to refund to S. M. Teel, sheriff of Albemarle, sixty-six dollars and forty cents.

No. 374. House bill to require the sinking fund commissioners and the board of public works to collect interest on all 3 per centum Virginia bonds held by them and invest such interest in other such bonds.

No. 375. House bill to authorize the payment of interest on the registered bonds of the commonwealth of Virginia for \$10,000 held by and standing in the name of the corporation styled "the trustees of the general assembly of the Presbyterian church in the United States," with the recommendation that it do not pass.

No. 376. House bill to allow George W. Bishop and John W. Smith to erect a wharf at Franklin City, reported from the committee on Chesapeake and its tributaries, was read the first time.

Mr. FRANKLIN offered the following resolution:

Whereas it is declared in the platform of the Democratic party adopted in July, 1885, that the commonwealth should respect the sacred duty which it owes to its needy Confederate soldiers disabled by wounds or disease, and that this duty hitherto initiated and observed by successive Democratic legislatures should be followed up by some more adequate provisions than have yet been made, and that all proper aid should be given those disabled veterans who were without the government support which they freely voted to accord their former foes, and who in the course of nature must ere many years have passed, cease to tread the soil of Virginia, which is forever consecrated by their dauntless valor and devotion; and whereas the platform of the Republican party in a spirit of generosity and magnanimity, deserving the respect and good will of all Virginians, declares for such annual appropriations as may be adequate to provide for the proper care and support of disabled Virginia soldiers who need such provision; therefore, be it

Resolved, That the finance committee of this House be and it is hereby instructed to inquire and report such bill or bills providing such pensions or annual allowances, as in the opinion of the said committee may be necessary to provide for the wants and needs of such wounded and disabled Confederate soldiers.

The House referred the resolution to the committee on finance.

The following were presented and referred under rule 37:

By Mr. LAWSON: A bill to authorize the trustee of Holcombe hall association to borrow money and to enable them to provide for the repayment of said money. Referred to the committee on propositions and grievances.

By Mr. BLACK: A bill to increase the efficiency and extend the usefulness of the Virginia agricultural and mechanical college at Blacksburg. Referred to the committee on finance.

By Mr. BOLEN: A bill for the relief of Samuel Sweeney and Elkanah Sweeney, of Floyd county. Referred to the committee on finance.

By Mr. DABNEY: A bill to amend and re-enact section 9 of an act entitled an act to amend and re-enact the act of assembly passed 15th January, 1867, entitled an act to incorporate the Charlottesville and University railroad company, and the act amending the same, approved March 6, 1871, approved January 12, 1886. Referred to the committee on roads and internal navigation.

By Mr. TAVENNER: A bill for the relief of S. L. Larew. Referred to the committee on finance.

By Mr. MAUCK: A bill to amend and re-enact section 8 of an act approved January —, 1886, entitled an act to amend and re-enact an act approved March 24, 1871, entitled an act to incorporate the town of Luray, in the county of Page, and acts amendatory thereof, approved respectively, April 30, 1874, March 28, 1879, March 1, 1884, and March 4, 1884. Referred to the committee on counties, cities and towns.

By Mr. DUNLOP: A bill to amend and re-enact sections 3 and 4 of chapter 141, of the Code, 1873, in relation to the acceptance and payment of bills of exchange. Referred to the committee for courts of justice.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 412. Senate bill entitled an act to incorporate the Virginia construction company, was, on motion of Mr. PATTON, taken up out of its order on the calendar.

The bill was read a third time and passed.

Mr. PATTON moved to reconsider the vote by which the bill was passed; which motion was rejected.

No. 377. House bill to amend and re-enact section 12 of an act entitled an act to authorize the board of supervisors of Nelson county to let to contract the public roads of said county and levy a tax to keep the same in order, approved March 4, 1884, reported from the committee on counties, cities and towns, was read a first time.

No. 378. House bill to authorize Lodge No. 20, Independent order of Odd Fellows, in the town of Smithfield, to borrow money to pay for repairs on their building, reported from the committee on propositions and grievances, was read a first time.

On motion of Mr. LOVING, the House proceeded to the consideration of House engrossed bills.

The following House bills were read a third time and passed:

No. 189. House engrossed bill to compensate B. F. Bland for legal services rendered the commonwealth—yeas 53; nays 1.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Bohannon, Brown, Buchanan, Cardwell, Chalmers, Cornett, Downing, Dunlop, Dupuy, Eastwood, Fentress, Figgat, Franklin, Gills, Goad, Holladay, Huffman, Hurt, Hylton, Johnson, Jones, C. F. Jordan, Wm. I. Jordan, Lawson, Lockett, Loving, Mallory, McClintic, Mayo, Moss, Miller, Patton, Payne, Peters, Pollard, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Smith, Southworth, Starke, Stribling, Taliaferro, Tavenner, Tillar, Turner, Wescott, and Wilkins—53.

NAYS—Mr. Hay—1.

No. 73. House bill to prescribe the manner of selling the sulphate and other preparations of morphine in the State of Virginia.

No. 219. House bill for the relief of E. G. Edmunds, treasurer of Fauquier county—yeas 62.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Arnold, Black, Bohannon, Bolen, Brown, Cardwell, Carter, Chalmers, Childress, Cornett, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Falcon, Fentress, Franklin, L. D. Fulkerson, Gills, Goad, Harris, Hay, Holladay, Huffman, Hurt, Jones, C. F. Jordan, Wm. I. Jordan, Lawson, Loving, Mallory, McCandlish, McClintic, Mauck, Mayo, Patton, Payne, Peters, Pollard, Powell, Reid, Rice, Roberts, Row, Saunders, Schoolfield, Smith, Southworth, Starke, Stribling, Taliaferro, Tavenner, Tillar, Turner, Webb, Wescott, and Wilkins—62.

No. 70. House engrossed bill to provide for the appointment of a special constable to execute process, civil and criminal, in the county of Fauquier.

No. 195. House engrossed bill to amend and re-enact section 1 of an act to pay to the public free schools the money set apart by the constitution and laws for their benefit, and to repeal chapter 177 of the Acts of 1878-79, approved March 6, 1882.

On motion of Mr. FULKERSON of *Lee*, the title was amended by striking out the words "and to repeal chapter 248 of the Acts of 1877-78."

No. 192. House engrossed bill for the relief of William S. Wilkin—yeas 52; nays 2.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Bandy, Borum, Brown, Chalmers, Childress, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Faulcon, Fentress, Figgatt, Gills, Harris, Hay, Holladay, Huffman, Hylton, Johnson, Jones, W. H. Jordan, Wm. I. Jordan, Mallory, McCandlish, McClintic, Mauck, Moss, Miller, Noblin, O'Bannon, Payne, Peters, Porter, Rice, Roberts, Saunders, Schoolfield, Sebrell, Smith, Southworth, Starke, Stribling, Taliaferro, Tavenner, Tillar, Turner, Webb, and Wescott—52.

NAYS—Messrs. Cornett, and Goad—2.

No. 199. House engrossed bill to amend and re-enact an act approved April 22, 1882, in relation to compensation of clerks of circuit courts, in force March 17, 1884, as amended by an act approved November 22, 1884.

No. 158. House engrossed bill to punish the grantor in deed of trust on personal property for unlawfully disposing of said property.

No. 137. House engrossed bill to provide that all corporations hereafter chartered in this State shall pay their taxes in money or forfeit their charters.

No. 238. House engrossed bill to allow Robert A. Atkinson to erect a pier or wharf on James river, in the county of Isle of Wight.

No. 136. House engrossed bill for the relief of the Lutheran church and congregation of Madison county—yeas 53.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Bolling, Brown, Cardwell, Chalmers, Childress, Dickenson, Dunlop, Echols, Faulcon, Fentress, Figgatt, L. D. Fulkerson, Gills, Goad, Hay, Holladay, Huffman, Hylton, W. H. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Loving, Mallory, McCandlish, McClintic, Moss, Miller, Noblin, O'Bannon, Patton, Payne, Peters, Porter, Reid, Rice, Roberts, Row, Ryan, Schoolfield, Sebrell, Smith, Southworth, Stribling, Taliaferro, Tavenner, Terry, Waddill, Wescott, and Wilkins—53.

No. 134. House engrossed bill to amend and re-enact an act in force February 21, 1882, entitled an act to incorporate the Virginia and Carolina railroad company.

No. 180. House engrossed bill to amend and re-enact section 2, chapter 147, Code of 1878, in relation to warrants for small claims.

No. 97. House engrossed bill to incorporate the Mineral railroad company.

No. 259. House engrossed bill for the relief of W. T. Edmunds, inspector of oysters for the city of Portsmouth—yeas 56; nays 1.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Acker, Addington, Bandy, Bohannon, Bolling, Borum, Brown, Cardwell, Chalmers, Curlett, Dickenson, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgat, Franklin, Gills, Harris, Hay, Holladay, Huffman, Hylton, Johnson, Jones, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lightner, Lockett, Loving, Mallory, McClintic, Martin, Mathews, Mauck, Noblin, Patton, Payne, Peters, Reid, Roberts, Schoolfield, Sebrell, Smith, Southworth, Taliaferro, Tavenner, Tillar, Turner, Waddill, Wescott, Wilkins, and Wise—56.

YEAS—Mr. Cornett—1.

No. 112. House engrossed bill to amend and re-enact section 4 of chapter 38, of Code of 1873, as amended by an act approved April 28, 1874, and to amend and re-enact sections 15, 28, and 30 of said chapter 38, of the Code of 1873, in relation to forfeited and delinquent lands.

No. 245. House engrossed bill to declare Smith's river, in the county of Henry, between certain points, a lawful fence.

No. 280. House engrossed bill to incorporate the Smithfield evergreen cemetery, near the town of Smithfield, in the county of Isle of Wight, Va.

No. 215. House engrossed bill to authorize the school trustees of Brentsville district, in Prince William county, to sell two school houses in said district.

No. 321. House engrossed bill to amend and re-enact an act entitled an act to incorporate the town of Martinsville, in the county of Henry.

No. 341. House engrossed bill to authorize the board of supervisors of Charlotte county to allow the jailor of the said county compensation for fuel furnished the jail of said county.

No. 274. House engrossed bill to amend and re-enact section 4 of an act approved April 22, 1882, to constitute the town of Abingdon a separate school district.

No. 293. House engrossed bill to authorize C. D. Cake, J. S. Jones, and J. T. Boutelle to construct a foot bridge along the western shore of Hampton creek in Elizabeth City county, below the line of low water from Cary lot to the county bridge.

No. 120. House engrossed bill to incorporate the town of Pulaski City, in the county of Pulaski.

No. 306. House engrossed bill to give the consent of the commonwealth to the purchase or acquisition of real estate by the United States government, in the city of Norfolk, for a site for a public building for the accommodation of the United States court rooms, postoffice, and other offices—yeas 55.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Acker, Arnold, Bohannon, Borum, Brown, Burks, Cardwell, Carter, Chalmers, Childress, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgat, Franklin, L. D. Fulkerson, Goad, Hay, Holladay, Huffman, Hylton, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Lockett, Mallory, McClintic, Martin, Mauck, Noblin, Patton, Rice, Roberts, Byan, Saunders, Schoolfield, Sebrell, Smith, Southworth, Stribling, Taliaferro, Tavenner, Terry, Tillar, Turner, Waddill, Webb, and Wise—55.

No. 228. House engrossed bill to confer upon the council of the town of Danville authority to build, purchase, repair and keep up a free bridge or free bridges across Dan river.

On motion of Mr. SCHOOLFIELD, the title was amended by adding at end thereof the following: "and to confer upon the said corporation the power to increase its bonded debt for public improvements."

No. 273. House engrossed bill to allow the town of Martinsville to borrow money and to issue bonds therefor.

On motion of Mr. PETERS, the title of the bill was amended by striking out the whole thereof, and inserting in lieu thereof the words: "to authorize the mayor and council of the town of Martinsville to borrow money and issue bonds therefor."

No. 345. House engrossed bill to incorporate the Lynchburg perpetual building and loan company.

No. 271. House engrossed bill to authorize the superintendent of public instruction to occupy the chapel and recitation rooms of the institution for the education of the deaf, dumb, and of the blind, at Staunton, Va., for summer normals.

No. 226. House engrossed bill to amend and re-enact the 1st section of chapter 50, Extra Session Acts, 1884, in relation to records in the clerk's office of Rockingham.

No. 262. House engrossed bill to allow the voters of Blackwater voting precinct, in the county of Princess Anne, to vote on the question of continuing or repealing the present fence law.

No. 266. House engrossed bill to empower the mayor and town council of the town of West Point to borrow money and issue bonds therefor.

No. 292. House engrossed bill to amend and re-enact sections 2, 6, 9, and 12 of an act entitled an act to incorporate the Atlantic and Danville narrow gauge railroad company, approved April 21, 1882, and also to amend and re-enact the title of the said act.

No. 302. House engrossed bill to incorporate the Culpeper, Sperryville, Washington and Front Royal telephone company.

No. 325. House engrossed bill to authorize the board of supervisors of Surry county to take the census of said county.

No. 184. House engrossed bill to provide compensation to John M. Forbes and M. Boswell Seawell for certain professional services rendered in behalf of the commonwealth—yeas 52.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Addington, Arnold, Bandy, Bohannon, Bolling, Brown, Burks, Chalmers, Curlett, Dabney, Dickenson, Downing, Dunlop, Eastwood, Faul-

con, Fentress, Figgat, L. D. Fulkerson, Gills, Grimsley, Harris, Hay, Holladay, Huffman, Hurt, Hylton, Johnson, C. F. Jordan, W. H. Jordan, Lightner, Loving, Mallory, Martin, Mathews, Mauck, Miller, Nance, Noblin, Patton, Payne, Peters, Roberts, Ryan, Saunders, Schoolfield, Sebrell, Smith, Tavenner, Waddill, Wescott, and Wilkins—52.

No. 289. House engrossed bill to incorporate the Danville and Northwestern railroad company.

Motions severally made to reconsider the vote by which Nos. 189, 73, 219, 70, 195, 192, 199, 158, 187, 238, 136, 134, 180, 97, 259, 112, 245, 280, 215, 321, 341, 274, 293, 120, 306, 228, 273, 345, 271, 226, 262, 266, 292, 302, 325, 184, and 289, House bills, were passed, were rejected.

Ordered, That Mr. STUART carry No. 97. House bill; to the Senate and request their concurrence.

Ordered, That Mr. SMITH carry No. 134. House bill, to the Senate and request their concurrence.

Ordered, That Mr. RYAN carry No. 184. House bill, to the Senate and request their concurrence.

Ordered, That Mr. STRIBLING carry No. 219. House bill, to the Senate and request their concurrence.

No. 244. House engrossed bill to fix the times for holding the circuit courts of Shenandoah county, was, on motion of Mr. DOWNING, dismissed.

Senate joint resolution declaring when the office of county and city superintendent of schools shall be deemed vacant, was, on motion of Mr. STUART, taken up out of its order on the calendar—yeas 56; nays 23.

On motion of Mr. FRANKLIN, the vote was recorded as follows :

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Chalmers, Childress, Cornett, Dabney, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Huffman, Johnson, C. F. Jordan, Lawson, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Sebrell, Smith, Stribling, Taliaferro, Tavenner, Terry, Wescott, and Wilkins—56.

NAYS—Messrs. Acker, Addington, Borum, Curlett, Faulcon, Franklin, Gills, Harris, Hurt, Hylton, W. H. Jordan, Mallory, McCandlish, Martin, Mathews, Mauck, Nance, Southworth, Tillar, Turner, Waddill, Webb, and Wise—23.

Mr. MALLORY moved to amend the joint resolution by inserting at the end thereof the following: "provided that this resolution shall not apply to superintendents of counties whose time does not actually expire until 1st July, 1887."

Mr. ECHOLS moved the pending question, which was ordered—yeas 44; nays 23.

On motion of Mr. FRANKLIN, the vote was recorded as follows :

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Chalmers, Childress, Cornett, Dabney, Dickenson, Downing, Eastwood, Echols, Fentress, Figgat, Goad, Holladay, Huffman, C. F. Jordan, Lawson, Lightner, Loving, Munford, Noblin, Payne, Peters, Pollard, Porter, Reid, Roberts,

Row, Ryan, Saunders, Schoolfield, Sebrell, Smith, Stribling, Taliaferro, Tavenner, and Terry—44.

YAYS—Messrs. Acker, Addington, Bandy, Bolling, Borum, Curlett, Faulcon, Franklin, Gills, Hylton, Jones, W. H. Jordan, Mallory, McCandlish, McClitic, Martini, Mauck, Mayo, Nance, Southworth, Turner, Waddill, and Webb—23.

The question being on agreeing to the amendment offered by Mr. MALLORY, was put and decided in the negative—yeas 24; nays 44.

On motion of Mr. WADDILL, the vote was recorded as follows :

YAYS—Messrs. Acker, Addington, Bandy, Bolling, Borum, Faulcon, Franklin, Gills, Harris, Hurt, Hylton, Jones, Wm. H. Jordan, Mallory, McCandlish, McClitic, Martin, Mathews, Mauck, Mayo, Nance, Southworth, Waddill, and Webb—24.

NAYS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Chalmers, Childress, Cornett, Curlett, Dabney, Dickenson, Downing, Dupuy, Eastwood, Fentress, Figgat, Goad, Holladay, Huffman, C. F. Jordan, Lawson, Lightner, Lockett, Loving, Miller, Munford, Noblin, Payne, Pollard, Porter, Reid, Roberts, Row, Saunders, Schoolfield, Sebrell, Smith, Stribling, Taliaferro, and Tavenner—44.

Mr. LOVING moved the pending question.

Mr. FRANKLIN moved that the House do now adjourn; which motion was rejected—yeas 6; nays 55.

On motion of Mr. STUART, the vote was recorded as follows :

YAYS—Messrs. Bolling, Borum, Jones, McCandlish, Waddill, and Wise—6.

NAYS—Messrs. Speaker, Acker, Addington, Arnold, Bandy, Black, Bohannon, Brown, Buchanan, Cardwell, Chalmers, Childress, Curlett, Dabney, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgat, Franklin, L. D. Fulkerson, Gills, Holladay, Huffman, Hylton, C. F. Jordan, Lawson, Lightner, Lockett, Loving, Mallory, Martin, Mathews, Mauck, Miller, Munford, Noblin, Peters, Pollard, Porter, Rice, Roberts, Row, Ryan, Saunders, Sebrell, Smith, Southworth, Taliaferro, Tavenner, and Webb—55.

The pending question was ordered—yeas 57; nays 19.

On motion of Mr. WADDILL, the vote was recorded as follows :

YAYS—Messrs. Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Chalmers, Childress, Cornett, Curlett, Dabney, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, L. D. Fulkerson, Goad, Hay, Holladay, Huffman, C. F. Jordan, Lawson, Lightner, Lockett, Loving, McCandlish, Mayo, Miller, Munford, Noblin, O'Bannon, Payne, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Sebrell, Stribling, Taliaferro, Tavenner, Terry, Waddill, Wescott, Wilkins, and Wise—57.

NAYS—Messrs. Acker, Addington, Bandy, Bolling, Faulcon, Franklin, Gills, Harris, Hurt, Hylton, Jones, Wm. H. Jordan, Mallory, McClitic, Martin, Mauck, Nance, Southworth, and Tillar—19.

Mr. WADDILL moved to reconsider the vote by which the pending question was ordered; which motion was rejected—yeas 9; nays 47.

On motion of Mr. WADDILL, the vote was recorded as follows :

YAYS—Messrs. Franklin, Gills, Harris, Jones, W. H. Jordan, Mathews, Southworth, Waddill, and Wise—9.

YAYS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Cardwell, Chalmers, Childress, Cornett, Curlett, Dabney, Dickenson, Downing, Eastwood, Echols, Fentress, Figgat, Goad, Holladay, Huffman, Lawson, Lightner, Loving, Mauck, Miller, Munford, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Sebrell, Taliaferro, Tavenner, Terry, Webb, Wescott, and Wilkins—47.

Mr. WADDILL moved that the House do now adjourn; which motion was rejected—yeas 4; nays 55.

On motion of Mr. WADDILL, the vote was recorded as follows:

YEAS—Messrs. Bandy, Borum, Waddill, and Wise—4.

NAYS—Messrs. Speaker, Acker, Addington, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Cornett, Curlett, Dabney, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Franklin, L. D. Fulkerson, Goad, Holladay, Huffman, Johnson, Lawson, Lightner, Loving, Malory, McCandlish, McClintic, Mathews, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Saunders, Schoolfield, Sebrell, Smith, Stribling, Taliaferro, Tavenner, Terry, and Wilkins—55.

The question being on agreeing to the Senate resolution, was put and decided in the affirmative—yeas 54; nays 22.

On motion of Mr. WADDILL, the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Chalmers, Childress, Cornett, Dabney, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Huffman, Johnson, C. F. Jordan, Lawson, Lightner, Loving, Miller, Munford, Noblin, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Saunders, Schoolfield, Sebrell, Smith, Stribling, Taliaferro, Tavenner, Terry, Waddill, Wescott, and Wilkins—54.

NAYS—Messrs. Acker, Addington, Bandy, Borum, Curlett, Faulcon, Franklin, Gills, Harris, Hurt, W. H. Jordan, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Moss, Nance, Southworth, Webb, and Wise—22.

Mr. WADDILL moved to reconsider the vote by which the joint resolution was agreed to.

Mr. POLLARD moved the pending question, which was ordered—yeas 60; nays 12.

On motion of Mr. FRANKLIN, the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Bandy, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Dabney, Dickenson, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Franklin, L. D. Fulkerson, Gills, Goad, Grimsley, Hay, Holladay, Huffman, Johnson, C. F. Jordan, Lawson, Lightner, Lockett, Loving, McClintic, Miller, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Sebrell, Smith, Stribling, Taliaferro, Tavenner, Terry, Wescott, Wilkins, and Wise—60.

NAYS—Messrs. Acker, Addington, Borum, Curlett, Jones, W. H. Jordan, McCandlish, Martin, Mathews, Mauck, Southworth, and Waddill—12.

Mr. WADDILL moved that the House do now adjourn; which motion was rejected—yeas 6; nays 61.

On motion of Mr. FRANKLIN, the vote was recorded as follows:

YEAS—Messrs. Bandy, Gills, Jones, McCandlish, Waddill, and Wise—6.

YAYS—Messrs. Speaker, Acker, Addington, Black, Bohannon, Bolen, Borum, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Curlett, Dabney, Dickenson, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Franklin, L. D. Fulkerson, Goad, Grimsley, Holladay, Huffman, Johnson, C. F. Jordan, Lawson, Lightner, Lockett, Mallory, McClintic, Miller, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Sebrell, Smith, Southworth, Stribling, Taliaferro, Tavenner, Terry, Tillar, Wescott, and Wilkins—61.

The question being on agreeing to the motion of Mr. WADDILL to reconsider the vote by which the joint resolution was agreed to, was put and decided in the negative—yeas 10; nays 57.

On motion of Mr. WADDILL, the vote was recorded as follows:

YEAS—Messrs. Bandy, Faulcon, Franklin, Harris, Jones W. H. Jordan, McCandlish, McClintic, Mathews, and Waddill—10.

NAYS—Messrs. Speaker, Acker, Arnold, Black, Bohannon, Bolen, Borum, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Cornett, Curlett, Dabney, Dickenson, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Huffman, Johnson, C. F. Jordan, Lawson, Lightner, Loving, Mallory, Martin, Miller, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Reid, Rice, Roberts, Ryan, Saunders, Schoolfield, Sebrell, Southworth, Stribling, Taliaferro, Tavenner, Terry, Wescott, and Wilkins—57.

Ordered, That Mr. HAY inform the Senate that the House has agreed to the joint resolution.

A message was received from the Senate by Mr. STUBBS, who informed the House that the Senate had passed House bill entitled an act to bar the commonwealth from collecting taxes due and payable prior to January 1, 1876, No. 187.

The hour of 2 o'clock, P. M. having arrived, the chair was vacated until 4 o'clock, P. M.

————— EVENING SESSION.

The chair was resumed at 4 o'clock, P. M.

The following House bills, taken up out of their order on the calendar, were read a second time and ordered to be engrossed to be read a third time:

No. 336. House bill to authorize the treasurer of Augusta county to carry forward certain unproductive balances on county levies.

No. 282. House bill to provide for the opening, altering, changing, and repairing the roads in the county of Appomattox.

No. 305. House bill for the relief of Darling A. Bennett.

No. 190. House bill for the relief of the sureties of J. R. Richardson, late treasurer of Caroline county.

No. 318. House bill for the relief of Thomas Speucer, administrator of E. W. Couch, late treasurer of Petersburg.

No. 346. House bill to incorporate the Lynchburg young men's christian association.

No. 202. House bill to incorporate the Fredericksburg and Valley railroad company.

No. 308. House bill to protect the fish in the waters of the Mattaponi and Pamunky rivers.

No. 357. House bill to increase the compensation of P. W. Reherd, treasurer of Rockingham county, for collecting the uncollected revenues of said county for the year 1885.

No. 224. House bill to amend and re-enact an act approved January 21, 1886, entitled an act to authorize the establishment of a ferry across James river, at Columbia, from the depot of the Richmond and Alleghany railroad to a convenient point on the opposite side of the river.

No. 309. House bill to amend section 4 of an act to incorporate the Fredericksburg and Chesapeake railroad company.

No. 337. House bill declaring the North Fork of Clinch river, in the county of Scott, a public highway.

No. 303. House bill to incorporate the Fauquier telephone company.

No. 335. House bill to amend the charter of the town of South Boston, Va.

No. 322. House bill to amend and re-enact section 18 of an act approved March 7, 1884, entitled an act to amend and re-enact the charter of the town of North Danville.

No. 349. House bill to amend and re-enact section 3 of an act entitled an act to amend and re-enact sections 2, 3, 4, and 6 of an act to incorporate the Norfolk and Sewell's Point railway company, approved March 22, 1872, and to change the name of said company, approved January 14, 1882, as to the issuing of mortgage bonds.

No. 348. House bill to incorporate the Surry and Smithfield railroad company.

No. 343. House bill to establish an agricultural experimental station at the Virginia agricultural college, at Blacksburg.

No. 198. House bill to amend and re-enact section 18 of chapter 2, of Criminal Code, Acts of 1877-78, in relation to rape.

No. 294. House bill to amend and re-enact an act entitled an act regulating the reports of insurance companies, approved February 22, 1878, as amended by the act approved April 2, 1879.

No. 347. House bill to impose a tax on dogs in the county of Accomack.

No. 291. House bill to incorporate the Ideal Beach railroad company, from Norfolk city to Sand Bridge, in the county of Princess Anne.

No. 269. House bill to incorporate Marshall cemetery.

No. 252. House bill for the relief of Isaac N. Bussells.

No. 141. House bill to provide for the erection of additional buildings, &c., for the State female normal school and to make an appropriation therefor.

The following Senate bills taken up out of their order on the calendar were read a third time and passed :

No. 386. Senate bill entitled an act to amend and re-enact section 11 of an act entitled an act to amend and re-enact an act to provide for the working of roads in the counties of Chesterfield, Powhatan, and Goochland, approved November 24, 1884.

No. 209. Senate bill entitled an act to incorporate the Virginia Mineral-belt railroad company.

No. 388. Senate bill entitled an act to authorize the mayor and council of the town of Martinsville to borrow money and issue bonds therefor.

No. 350. Senate bill entitled an act for the relief of Charles Gee from a fine imposed by the county court of Prince George county, was, on motion of Mr. MALLORY, taken up out of its order on the calendar.

The bill was read the third time and rejected—yeas 36; nays 13. No quorum voting.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Acker, Addington, Arnold, Black, Bohannon, Bolling, Borum, Brown, Cardwell, Chalmers, Gills, Hylton, Johnson, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Miller, Nance, O'Bannon, Payne, Sebrell, Smith, Southworth, Taliaferro, Tavenner, Tillar, Turner, Webb, and Wise—36.

NAYS—Messrs. Cornett, Dickenson, Echols, Figgatt, Franklin, C. F. Jordan, Lightner, Lockett, Pollard, Reid, Saunders, Terry, and Wescott—13.

Mr. FRANKLIN moved that the House do now adjourn; which motion was rejected—a quorum voting.

The question recurring on the passage of the bill, was put and decided in the affirmative—yeas 53; nays 11.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Acker, Addington, Arnold, Bandy, Black, Bohannon, Bolling, Borum, Brown, Burks, Cardwell, Chalmers, Dickenson, Dunlop, Eastwood, Fentress, Franklin, L. D. Fulkerson, Gills, Hay, Holladay, Huffman, Hurt, Hylton, Johnson, Jones, Wm. H. Jordan, Loving, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Nance, Noblin, Payne, Rice, Row, Schoolfield, Sebrell, Smith, Southworth, Taliaferro, Tavenner, Tillar, Turner, Waddill, Webb, Wescott, and Wise—53.

NAYS—Messrs. Buchanan, Figgat, Abram Fulkerson, Goad, Lightner, Pollard, Powell, Reid, Ryan, Saunders, and Terry—11.

Motions severally made to reconsider the votes by which Senate bills Nos. 386, 209, 388, and 350 were passed, were rejected.

No. 323. House bill to amend and re-enact section 3 of an act to charter the Stock Creek coal and iron company, approved March 9, 1884, was, on motion of Mr. FULKERSON of *Washington*, taken up out of its order on the calendar.

The bill was read the second time.

On motion of Mr. FULKERSON of *Washington*, the bill was amended by adding at the end thereof the following: "provided further that nothing in this section shall be construed to prevent the

said company from constructing a railroad through, and in the counties of Scott and Washington, to the town of Goodson, in the county of Washington.

"2. This act shall be in force from its passage."

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 326. House bill to authorize the counties of Washington and Russell to take stock in the Washington and Russell turnpike company; to contract for convict labor to Macadamize the railroad, and to erect telephone lines in said counties, was, on motion of Mr. BUCHANAN, taken up out of its order on the calendar.

On motion of Mr. BUCHANAN, the bill was amended by striking out the 2d section.

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 320. House bill to provide for the deposit of State funds in certain cases, was, on motion of Mr. TAVENNER, taken up out of its order on the calendar.

The bill was read the second time.

On motion of Mr. POLLARD, the bill was amended by striking out in line 16 of section 1, the word "fifty" and inserting "one hundred."

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 319. House bill for the relief of R. A. Trice, deputy treasurer of Goochland county, was, on motion of Mr. TURNER, taken up out of its order on the calendar.

The bill was read the second time.

On motions severally made by Messrs. CARDWELL and MILLER, the bill was amended by inserting "R. R. Horne, treasurer of Hanover; John R. Aldrich, treasurer of Spotsylvania, and James A. Pilman, treasurer of Powhatan."

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 287. House bill for the relief of the heirs and devisees of Boss Harrison, was on motion of Mr. GILLS, taken up out of its order on the calendar.

The question being on ordering the bill to be engrossed to be read a third time, was put and decided in the negative—yeas 21; nays 32.

On motion of Mr. GILLS, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Borum, Franklin, Gills, Jones, Loving, Mallory, McClintic, Martin, Mauck, Mayo, Miller, Nance, Southworth, Taliaferro, Tillar, Waddill, Webb, and Wise—21.

NAYS—Messrs. Speaker, Arnold, Black, Bohannon, Buchanan, Burks, Chalmers, Childress, Cornett, Dabney, Dickenson, Dupuy, Eastwood, Echols, Abram Fulkerson, Goad, Hay, Holladay, Johnson, Lawson, Lightner, Noblin, Peters, Pollard, Reid, Ryan, Saunders, Schoolfield, Starke, Tavenner, Terry, and Wescott—32.

No. 65. House bill entitled an act to amend and re-enact section

4 of chapter 142, of the Code of Virginia, in relation to limited partnerships, was, on motion of Mr. CARDWELL, taken up out of its order on the calendar.

The amendment of the Senate was agreed to.

Mr. CARDWELL moved to reconsider the vote by which the amendment of the Senate was agreed to; which motion was rejected.

No. 42. House bill entitled an act to incorporate the Chicago, Parkersburg, and Norfolk railroad company, was, on motion of Mr. McCLINTIC, taken up out of its order on the calendar.

The amendments of the Senate were agreed to.

Motions severally made to reconsider the vote by which the amendments of the Senate were agreed to, were rejected.

No. 338. House bill to amend and re-enact section 3 of an act approved March 9, 1880, as amended by an act approved March 18, 1884, in relation to wild game, was, on motion of Mr. LIGHTNER, taken up out of its order on the calendar.

The bill was read a second time, amended and ordered to be engrossed to be read a third time.

Mr. Moss entered a motion to reconsider the vote by which the bill was engrossed.

The SPEAKER laid before the House a communication from the commissioner of railroads, in response to a resolution of the House, in relation to the opening of ticket offices before the departure of trains; which was referred to the committee on roads and internal navigation.

On motion of Mr. STARKE, the House adjourned until to-morrow at 11 o'clock, A. M.

SATURDAY, FEBRUARY 20, 1886.

On motion of Mr. LAWSON, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, February 19, 1886.

The Senate have agreed to the amendments proposed by the House of Delegates to the following Senate bills entitled an act giving authority to city of Richmond to improve and control roads to new reservoir and Soldiers' home, No. 58; an act to incorporate the Bland county High school, in the town of Sedden, and to create a sub-school district in Bland county, and for other purposes, No. 111; and an act to refund to A. R. Green, treasurer of Halifax county, the amount of costs paid by him in a suit resisting the payment of coupons for State taxes, No. 229.

They have passed House bill entitled an act to authorize the

authorities of the city of Winchester to establish water-works and to incur a debt for that purpose, No. 182.

They have passed with amendment, House bill entitled an act to incorporate the Durham Blue Wing and Clarksville railroad company, No. 175.

They have passed Senate bills, entitled an act to authorize the treasurer of Augusta county, to carry forward certain unproductive balances on county levies, &c., No. 398; an act to amend and re-enact section thirteen, of chapter sixty-one of Code of Virginia, eighteen hundred and seventy-three, relative to tolls on turnpikes, No. 294; an act for the relief of Julius Staude, No. 402; an act to authorize the town of Goodson to levy a special tax for certain purposes, No. 257; an act to allow the treasurer of Alleghany county, to file an amended list of delinquent land and property taxes for the years 1881-2, No. 237; an act to provide for the deposit of State funds in certain cases, No. 326; an act to authorize the sale of the Moffett registers belonging to the State, No. 171; an act to authorize the Lynchburg and Salem turnpike company to transfer to the city of Lynchburg, the portion of said turnpike road lying in the city of Lynchburg, No. 224; an act to provide for a new registration in the county of Stafford, No. 386; an act to allow the district school board of Millboro' district, in the county of Bath, to use a portion of the district school fund for the purpose of paying teachers, No. 174; an act to pay William Taylor, treasurer of the county of Henrico, certain amounts advanced by him in coupon suits against him as treasurer, No. 298; and an act to authorize the county court of Dinwiddie county, to order the purchase of additional land for courthouse purposes, No. 282.

In which amendment and bills they respectfully request the concurrence of the House of Delegates.

Nos. 171, 298 and 402. Senate bills, were read twice, and referred to the committee on finance and banks.

Nos. 224 and 294. Senate bills, were read twice, and referred to the committee on roads and internal navigation.

No. 386. Senate bill, was read twice, and referred to committee on privileges and elections.

No. 175. House bill, was read twice and placed on the calendar, the rule having been suspended on motion of Mr. FRANKLIN, requiring its reference to a committee.

Nos. 257, 237, 326, 174, 282, and 398. Senate bills were read twice and placed on the calendar, the rule having been suspended on motions severally made requiring their reference to committees.

No. 78. Senate bill entitled an act to provide compensation for witnesses regularly summoned before grand juries, was report from the committee for courts of justice.

No. 232. Senate bill entitled an act for repeal of game laws as they apply to the counties of Dinwiddie, Sussex and Greensville, was reported from the committee on propositions and grievances.

No. 60. House bill entitled an act providing for working and keeping in order the public roads of Nansemond county, and for levying the necessary tax for said purposes, was reported from the committee on counties, cities, and towns.

Senate joint resolution requesting our representatives, and instructing our senators in Congress to exert their influence in behalf of the Gosport navy-yard, &c., was reported from the committee on Federal relations and resolutions.

No. 379. House bill to amend and re-enact sections 31 and 32, of an act approved April 21, 1882, defining the duties, &c., of the commissioners of the revenue, reported from the committee on finance and banks, was read a first time.

The following House bills reported from the committee for courts of justice, were read a first time:

No. 380. House bill to amend and re-enact section 59, of chapter 57, of the Code of 1873, in relation to the granting of charters by circuit courts.

No. 381. House bill to amend and re-enact sections 3 and 4, of chapter 141, of the Code in relation to the acceptance and payment of bills of exchange.

No. 382. House bill to authorize and empower the Norfolk and Virginia Beach railroad company, to exercise control over the land sold at Virginia Beach for proper regulation of the drainage and other sanitary matters.

No. 383. House bill to amend and re-enact section 2, of chapter 139, of the Code of 1873, in relation to the adulteration of food or drink.

No. 384. House bill to authorize the board of supervisors of Isle of Wight county, to supplement the salary of the judge of said county, with the recommendation that it do not pass.

No. 385. House bill to declare all dogs in the city of Richmond and county of Henrico, to be deemed personal property in the meaning of the criminal law.

No. 386. House bill to fix the times upon which general assessments may be made, with the recommendation that it do not pass.

No. 387. House bill to amend and re-enact sections 2, 3, 4, 5, 7, and 9, of an act entitled an act to incorporate the Powell's Fort mining company, approved March 4, 1878, reported from the committee on roads and internal navigation, was read a first time.

The following House bills reported from the committee on propositions and grievances, were read a first time:

No. 388. House bill to amend sections 1, 28, and 30, of chapter 86, Code of 1873, providing for inspectors.

No. 389. House bill to amend the act approved March 18, 1884, respecting wild game so far as the same relates to the county of Pittsylvania.

No. 390. House bill to amend and re-enact section 1, of chapter 514, of Acts of Assembly, 1883-4, respecting wild game.

No. 391. House bill for the protection of wild game in Frederick county.

No. 392. House bill to repeal an act, chapter 10, Code 1883-4, entitled an act to provide for the protection of deer in the county of Frederick.

No. 393. House bill to amend and re-enact section 1, of an act approved March 18, 1884, entitled an act to amend an act approved March 9, 1880, respecting wild game.

Mr. TERRY, under a suspension of the rule, presented,

No. 394. House bill to provide for the building of bridges and causeways, and the repairs thereof, and the opening, working, and keeping in order the roads of the county of Charlotte, which was read a first time.

Mr. BORUM, under a suspension of the rule, presented,

No. 395. House bill to regulate the hours of work of minors in factories, etc., which was read a first time.

No. 297. Senate bill entitled an act authorizing a board consisting of attorney-general, secretary of the commonwealth, auditor of public accounts, second auditor, and treasurer, to allow to tax-collecting officers losses and expenses incurred in collecting or attempting to enforce or settle taxes due the commonwealth, was reported from the committee on finance and banks.

Leave of absence was granted Messrs. SHIELDS, THORNE, JORDAN, of Halifax, and HAY, three days each.

A report from the committee of propositions and grievances was presented as follows:

Whereas, many residents of the county of Elizabeth City have petitioned the General Assembly for redress of grievances in the matter of alleged unfair competition on the part of the Hampton normal and agricultural institute, in the above-named county, in the sale and manufacture of certain articles; and whereas, it is set forth in said petition that the said Hampton normal and agricultural institute, by an act of the legislature of Virginia, approved June 4, 1870, has over \$1,000,000 of property exempted from taxation, which is regarded as unjust, unfair, and oppressive, and ruinous competition against the mechanics and business men of Elizabeth City county, who are compelled to pay taxes to carry on their business; therefore,

Be it resolved, (the Senate concurring,) That a committee of three on the part of the House, and two on part of the Senate, be appointed to investigate the matter set forth in said petition, and report what they deem best in the premises. Such committee to have the power to sit during the recess of the General Assembly, and to send for persons and papers.

Mr. WISE moved to pass by the report; which motion was rejected.

The report was agreed to.

Ordered, That Mr. CULLETT carry the report to the Senate and request their concurrence.

Mr. FULKERSON of *Washington*, offered the following concurrent resolution:

Resolved by the House, (the Senate concurring,) That the joint committee on the public debt be and it is discharged from the further consideration of the public debt question, &c.

The House refused to refer the resolution to a committee.

The resolution was rejected.

Mr. STUART offered the following resolution:

Resolved, That at the evening sessions of the House hereafter, the private bills may be called up by members, when recognized by the chair, without motion to suspend the rules, and so much of rule 85, as reads as follows: "but no such communication shall be made in relation to any action of the House while it remains open for consideration," be suspended for the residue of the present session.

On motion of Mr. FEGGAT, the resolution was amended by striking out all down to and including the word "rules," and inserting in lieu thereof the following:

"Resolved, That at the evening sessions the roll shall be called in alphabetical order, and when the name of a member is called he can call up one private or local bill."

The resolution, as amended, was agreed to.

The following were presented and referred under rule 37:

By Mr. SEBRELL: A bill to incorporate the Murfresboro' railroad and telegraph company. Referred to committee on roads and internal navigation.

By Mr. TALIAFERRO: A bill to allow Wat T. Seawell, of the county of Gloucester, to erect a pier or wharf, in said county, for the purpose of shipping oysters, &c. Referred to committee on counties, cities and towns.

By Mr. ARNOLD: A bill to provide a more effectual system of the collection of delinquent taxes on lands, and a record thereof, and for this purpose to amend chapter five hundred and sixty of the acts passed and approved at the session of the General Assembly of Virginia of 1883-84, and to repeal chapter 137 of the acts passed and approved at the extra session thereof, held in 1884. Referred to committee on finance.

By Mr. WADDILL: A resolution instructing the finance committee to prepare a bill stating the amount which should be allowed the special committee appointed to investigate the auditor's office. Referred to committee on finance.

By Mr. WILKINS: A bill to allow John W. Sturgis to erect a wharf on Accohannock creek, in Accomac county. Referred to committee on counties, cities and towns.

By Mr. LEFTWITCH: A petition of citizens of Lynchburg asking for local option. Referred to committee on finance.

The committee on enrolled bills report that the governor has approved the following acts:

An act to incorporate the Madison Courthouse and Orange railroad company.

An act to provide for opening and working, and repairing the public roads in Grayson county.

An act to incorporate the Barrett humane society of Fluvanna.

An act to amend and re-enact section 3 of an act approved March 14, 1878, entitled an act to authorize the construction of a turnpike road in Princess Anne and Norfolk counties.

An act to allow William P. Birch and Isaac J. Melvin each to erect a wharf along their shores on Chincoteague island.

An act to amend and re-enact the 13th section of an act entitled an act to incorporate Cumberland college, in Lee county, approved March 3, 1880.

An act to repeal an act approved March 7, 1884, entitled an act to make additional provisions for paying the debt of Patrick county on account of certain bonds issued by the Danville and New River railroad company.

An act extending the time for completing the organization and commencing operations of the Pulaski iron company.

An act to authorize the trustees of Fall's Church district, Fairfax county, Va., to sell or exchange school lot at Baily's cross-roads.

An act to authorize the school trustees of Dublin district, county of Pulaski, to sell and convey certain property.

An act for the altering, changing, and working the public roads in the county of Warren.

An act to incorporate Glade Mountain manganese company.

An act to amend and re-enact an act approved March 17, 1884, entitled an act to incorporate the Iron Mountain company.

An act to change the name of Franklin agricultural and mechanical society to the Tide-water agricultural and mechanical society.

An act to incorporate the Hungars transportation company.

An act for the better protection of game in Henry county.

An act to incorporate the Aged Men and Woman's home society of Alexandria.

An act to incorporate Stonewall camp association ex-Confederates of Portsmouth.

An act to authorize the trustees of the female free school of Alexandria, and of the orphan asylum of Alexandria, to transfer their property, real and personal, to the Alexandria infirmary, and to accept the surrender of the charter of the first two named corporations.

An act to incorporate the Smithville and Drake's Branch telephone company.

An act to incorporate the trustees of the order of Sons and Daughters of Union Star.

An act to provide for the working and keeping in order the public roads of Albemarle county.

An act to authorize the board of supervisors of Campbell county

to provide for keeping the roads and bridges of said county in repair and to assess taxes therefor.

An act to amend and re-enact sections 6, 8, and 13 of chapter 196, Acts of 1883-84, entitled an act to provide for working the roads, repairing bridges, and opening new roads in the counties of Frederick, Clarke, Warren, and Augusta, approved February 26, 1884.

An act to incorporate the Consolidated security and investment company.

An act to legalize the issue of certain bonds of the city of Roanoke.

An act to authorize the mayor and common council of the town of Liberty to borrow money to extend its system of water-works, and to make other permanent improvements.

An act to incorporate the Western Branch railroad company.

An act to amend and re-enact an act to incorporate the Manchester railroad improvement company, and to change the name thereof to the Richmond and Manchester railway company.

House joint resolution to repair the executive mansion and appropriating money therefor.

An act to allow W. J. Cave, treasurer of Madison county, further time to collect tax tickets for which he has accounted to the State.

An act to amend and re-enact section four of an act entitled an act extending the charter of the Franklin society and library company of Lexington.

An act to incorporate the Dan River mining company.

An act to incorporate the Mineral Springs railroad company.

An act to determine to whom the title to the Falmouth bridge, in the county of Stafford, shall be conveyed, to confirm the purchase of same, with provisions to carry out contracts with Mr. Ficklin.

An act to incorporate the Virginia construction company.

An act to bar the commonwealth from collecting taxes due and payable prior to January 1, 1876.

An act declaring when the office of county and city superintendents of schools shall be deemed vacant.

An act authorizing the mayor and council of the town of Martinsville to borrow money and issue bonds therefor.

An act to amend and re-enact section 11 of an act entitled an act to amend and re-enact an act to provide for the working of roads in the counties of Chesterfield, Powhatan, and Goochland, approved November 24, 1884.

An act to incorporate the Virginia mineral belt railroad company.

An act to amend and re-enact section 4 of chapter 142, of the Code of Virginia, in relation to limited partnerships.

An act giving authority to city of Richmond to improve and control roads to new reservoir and soldiers' home.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 320. Senate bill entitled an act to amend and re-enact an act to repeal the act passed January 26, 1866, relating to fences so far as said act applies to Little Mill election district, in the county of Sussex, approved March 7, 1884, was, on motion of Mr. MALLORY, taken up out of its order on the calendar.

The substitute proposed by the committee on counties, cities, and towns, was agreed to.

The bill as amended was ordered to its third reading.

No. 214. Senate bill entitled an act to incorporate the Lynchburg and Southwest railroad company, was, on motion of Mr. LEFTWICH, taken up out of its order on the calendar.

The bill was read a third time and passed.

Mr. LEFTWICH moved to reconsider the vote by which the bill was passed, which motion was rejected.

No. 288. House bill to incorporate the Powell's Valley railroad company, was, on motion of Mr. DOWNING, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 25. House bill in relation to the removal of causes, and to repeal chapter 70, of the Code of 1873, and all acts amendatory thereof, was, on motion of Mr. HAY, taken up out of its order on the calendar.

The bill was read a second time.

On motion of Mr. STUART, the bill was amended by adding at the end of section 4, the following: "provided, however, that any motion, action, suit or other proceeding in the corporation court of the city of Alexandria, shall be removed of a right to the circuit court having jurisdiction over such corporation on the motion of any parties thereto, but twenty days' notice of the motion for such removal shall be given to the other party or parties, or his or their attorneys."

The bill as amended was ordered to be engrossed to be read a third time.

No. 322. House engrossed bill to amend and re-enact section 18, of an act approved March 7, 1884, entitled an act to amend and re-enact the charter of the town of North Danville, was, on motion of Mr. SCHOOLFIELD, taken up out of its order on the calendar.

The bill was read a third time and passed.

Mr. SCHOOLFIELD moved to reconsider the vote by which the bill was passed, which motion was rejected.

No. 282. House engrossed bill to provide for the opening, altering, changing, and repairing the roads in the county of Appomattox, was, on motion of Mr. FRANKLIN, taken up out of its order on the calendar.

The bill was read a third time and passed.

Mr. FRANKLIN moved to reconsider the vote by which the bill was passed, which motion was rejected.

No. 249. House bill to incorporate the Henry and Roanoke rail-

way company, was, on motion of Mr. PETERS, taken up out of its order on the calendar.

The bill was read a second time.

On motion of Mr. PETERS, the bill was amended as follows :

Add at the end of first section: "provided that if it shall seem proper, they are hereby empowered to extend the construction of said road from Martinsville, in the county of Henry, to some point on the North Carolina line, between the counties of Patrick and Pittsylvania."

Insert in 4th line of 5th section after the word "county" the words "city or incorporated town."

Insert in 2d line 2d section, the words "two millions," in place of the words "eight hundred thousand."

Substitute 6th for 7th section.

Substitute 7th for 8th section.

Substitute 8th for 9th section.

Substitute 9th for 10th section.

Insert in place of 6th section said company shall have the power to cross at, above, or below grade, or connect with any line of railroad now constructed, or that may hereafter be constructed in the State of Virginia and to consolidate the franchises, rights and property with those of any other company now constructed or that may hereafter be constructed in the State of Virginia and North Carolina, or may acquire by lease or purchase any line of railroad now constructed or which may be constructed in this State or in the State of North Carolina, and for the carrying out of the purposes and provisions of this section, power is hereby given to every such company or companies incorporated by this State to make such contracts as may be necessary: provided it shall not consolidate with, lease, or be leased by a parallel or competing line: and provided further, if it shall consolidate with a foreign corporation the consolidated company shall always remain a Virginia corporation as regards the right of suing and being sued where the cause of action arises in the State of Virginia.

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 297. Senate bill entitled an act authorizing the board of the attorney-general, secretary of the commonwealth, auditor of public accounts, second auditor and treasurer to allow to tax-collecting officers losses and expenses incurred in collecting or attempting to enforce or settle taxes due the commonwealth, was, on motion of Mr. FULKERSON of *Washington*, taken up out of its order on the calendar.

The question being on the passage of the bill,

Mr. FRANKLIN, moved to pass by the bill; which motion was rejected—yeas 24; nays 48.

On motion of Mr. WADDILL, the vote was recorded as follows :

YEAS—Messrs. Acker, Addington, Bandy, Bolling, Borum, Curlett, Franklin,

Gills, Hurt, Hylton, Jones, Wm. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Southworth, Turner, Waddill, Webb, and Wise—24.

YAYS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Cardwell, Carter, Chalmers, Childress, Dabney, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Hay, Holladay, Huffman, Johnson, Lawson, Leftwitch, Lockett, Loving, Miller, Noblin, Patton, Payne, Peters, Reid, Roberts, Ryan, Saunders, Schoolfield, Sebrell, Smith, Starke, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—48.

The bill was read the third time and passed—yeas 57; nays 25.

The vote required by the constitution was read as follows :

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Buchanan, Cardwell, Carter, Chalmers, Childress, Cornett, Dabney, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Hay, Holladay, Huffman, Hurt, Johnson, Lawson, Leftwitch, Lightner, Lockett, Loving, Mayo, Miller, Noblin, O'Bannon, Patton, Payne, Peters, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Sebrell, Smith, Starke, Stribling, Taliaferro, Tavenner, Van Doran, Wescott, and Wilkins—57.

NAYS—Messrs. Acker, Addington, Bandy, Bolling, Borum, Curlett, Franklin, Gills, Harris, Hylton, Jones, Wm. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Nance, Southworth, Tillar, Turner, Waddill, Webb, and Wise—25.

Mr. STUART moved to reconsider the vote by which the bill was passed; which motion was rejected.

Special order, No. 90. House bill to increase the usefulness of the department of agriculture, mining and manufacturing, came up.

The question being on agreeing to the motion made by Mr. CARDWELL to reconsider the vote by which the bill was rejected, was put and decided in the affirmative—yeas 56; nays 17.

On motion of Mr. MUNFORD, the vote was recorded as follows :

YEAS—Messrs. Speaker, Acker, Black, Bolen, Bolling, Borum, Buchanan, Cardwell, Carter, Chalmers, Cornett, Curlett, Dabney, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Figgat, Franklin, Gills, Goad, Hay, Holladay, Hylton, Johnson, Wm. H. Jordan, Lawson, Leftwitch, Lockett, Mallory, Mathews, Miller, Munford, Noblin, Patton, Payne, Powell, Rice, Row, Ryan, Saunders, Schoolfield, Sebrell, Smith, Stribling, Taliaferro, Tavenner, Terry, Tillar, Turner, Van Doran, Waddill, Wescott, and Wilkins—56.

NAYS—Messrs. Bandy, Bohannon, L. D. Fulkerson, Huffman, Hurt, Loving, McCandlish, McClintic, Mauck, Moss, Nance, Peters, Porter, Roberts, Southworth, Webb, and Wise—17.

The question recurring on the passage of the bill, was put and decided in the negative—yeas 48; nays 28.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Arnold, Black, Bolen, Buchanan, Carter, Chalmers, Curlett, Dabney, Dickenson, Downing, Dunlop, Echols, Fentress, Figgat, Franklin, Goad, Hay, Holladay, Huffman, Johnson, Lawson, Leftwitch, Lockett, Mallory, Mathews, Miller, Munford, Noblin, O'Bannon, Patton, Payne, Powell, Reid, Rice, Row, Ryan, Saunders, Schoolfield, Sebrell, Smith, Starke, Stribling, Taliaferro, Terry, Tillar, Waddill, and Wilkins—48.

NAYS—Messrs. Acker, Addington, Bandy, Bohannon, Bolling, Borum, Cardwell, Childress, Cornett, L. D. Fulkerson, Gills, Hurt, Wm. H. Jordan, Loving, McCand-

lish, McClintic, Martin, Mauck, Moss, Nance, Peters, Porter, Roberts, Southworth, Turner, Webb, Wescott, and Wise—28.

Special order, No. 164. House bill to employ convict labor on county roads and other works of internal improvement, came up.

The question being on agreeing to the motion made by Mr. VAN DORAN to reconsider the vote by which the bill was ordered to be engrossed to be read a third time, was put and decided in the negative—yeas 23; nays 48.

On motion of Mr. FRANKLIN, the vote was recorded as follows:

YEAS—Messrs. Addington, Bolling, Borum, Downing, Gills, Hay, Hurt, Jones, W. H. Jordan, Loving, McCandlish, Martin, Mathews, Mauck, Nance, Payne, Row, Ryan, Saunders, Schoolfield, Southworth, Turner, and Wise—23.

NAYS—Messrs. Speaker, Acker, Arnold, Bandy, Black, Bohannon, Bolen, Buchanan, Cardwell, Carter, Chalmers, Cornett, Curlett, Dabney, Dickenson, Dunlop, Echols, Fentress, Figgat, Franklin, Goad, Holladay, Huffman, Hylton, Johnson, Lawson, Leftwich, Lockett, Mallory, McClintic, Moss, Miller, Munford, Peters, Porter, Powell, Rice, Sebrell, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Tillar, Van Doran, Webb, and Wilkins—48.

On motion of Mr. ECHOLS, the bill was postponed until Monday next.

Special order, No. 76. House bill to incorporate the pharmaceutical association of Virginia, and to regulate the practice of pharmacy, and to guard against the sale of poisons in the State, came up. [This bill was read a second time prior to this day and amended].

On motion of Mr. MATHEWS, the bill was amended by inserting after "potasa" the word "opium,"

Ninth section, 14th and 15th lines, strike out "opium and its preparations" and insert, preparations containing opium."

Mr. BOLEN moved to add the following: "In counties where there are no towns of one thousand inhabitants, this act shall not be in force," which was rejected.

The bill as amended was ordered to be engrossed to be read a third time.

Special order, No. 275. House bill to provide for the introduction of free text books in the public free schools of Virginia, came up.

The bill was read a second time.

Mr. FIGGAT offered an amendment in the nature of a substitute.

Mr. GILLS moved to amend the substitute by adding at end of 62d section, of chapter 78, Code of 1873, as proposed to be amended, the following: "and said board of education shall not change said text-books oftener than once in four years."

Pending which,

On motion of Mr. STARKE, the House adjourned until Monday next, at 11 o'clock, A. M.

MONDAY, FEBRUARY 22, 1886.

On motion of Mr. CORNETT, the reading of the Journal was dispensed with.

No. 228. Senate bill to allow the treasurer of Lunenburg county to collect by levy certain tax bills not returned delinquent, reported from committee on counties, cities and towns.

The following House bills, reported from committee on counties, cities and towns, were read a first time:

No. 396. House bill to allow John W. Sturgis to erect a wharf on Accohannock creek, in Accomac county.

No. 397. House bill to provide for making and repairing division fences between coterminous land-owners in the county of Russell.

No. 398. House bill to repeal so much of the act to provide for keeping the paupers in the counties of Scott, Lee, Grayson, Carroll, Floyd, Goochland, Bedford, Mathews, Rockbridge, and Amherst, approved March 12, 1878, and of all acts and parts of acts amendatory thereof as refer to Goochland county.

No. 399. House bill to fix the salary of the judge of the seventeenth judicial circuit, reported from committee for courts of justice, was read a first time.

No. 400. House bill to authorize the auditor of public accounts to borrow money to meet a casual deficit in the revenue, to pay the interest on her post liabilities and to create a sinking fund to pay the principal of the debt, reported from the committee on finance, was read a first time.

No. 401. House bill to incorporate the Appomattox, Red House, and Hat Creek railroad company, reported from the committee on roads and internal navigation, was read a first time.

No. 402. House bill to provide compensation for the teachers of schools where the average attendance of pupils shall not be less than twelve, reported from the committee on schools and colleges, was read a first time.

Mr. ARNOLD, under a suspension of the rule, presented.

No. 403. House bill to submit the question of liquor license to the qualified voters of Rockbridge county, which was read a first time.

No. 309. Senate bill entitled an act to incorporate the Virginia boom and log company, was reported from the committee on propositions and grievances.

No. 404. House bill to authorize the qualified voters of the county of Hanover to vote on the question of removing the county courthouse of said county to the town of Ashland, reported from the committee on counties, cities and towns, was read a first time.

Mr. ECHOLS offered the following concurrent resolution:

Resolved, (the Senate concurring,) That the present session of the

General Assembly be and the same is hereby extended for a period not exceeding thirty days from the — day of March, 1886.

On motion of Mr. ECHOLS, the resolution was passed by.

Mr. MARTIN offered the following:

This day, the 22d of February, being the birth day of George Washington, and a legal holliday, therefore,

Be it resolved, That this House adjourn till 11 o'clock, A. M. to-morrow.

The House referred the resolution to the committee on propositions and grievances.

Mr. MUNFORD, from the committee for courts of justice, presented the following report:

The committee for courts of justice to which was referred the following resolution:

"Resolved, That the communication from the committee on schools and colleges and from the Hon. R. R. Farr, State superintendent of public instruction, in response to a resolution of inquiry as to the costs of furnishing free-school books for the free-school scholars of this commonwealth, be referred to the committee for courts of justice, with the request that they inquire and report whether free text-books can be furnished the children in the public schools of this State without necessitating an increase of taxation or the reduction of the amount now appropriated for the maintenance and support of the free-school system"—

Respectfully report that from the aforesaid communication of the committee for schools and colleges and the Hon. R. R. Farr, State superintendent of public instruction, it appears that there was a total enrolment of free-school scholars for the year 1885 of 303,343; that the costs of furnishing said scholars with free text-books is estimated by said committee in their communication at a sum of not less than \$251,774 64, nor more than \$819,016 10, though the costs would approach more nearly the maximum than the minimum. That from the communication of the auditor of public accounts it will appear that the estimated receipts of the State government, from all sources for the year 1886, will amount to \$2,700,000; that the expenses of the government, ordinary and extraordinary, for said year will aggregate \$2,267,556 36, not including the interest on the unfunded portion of the public debt recognized by the Riddleberger settlement, nor the amount required by the Constitution to establish a sinking fund for the liquidation of the debt. From a comparison of the above estimates it will appear that it is utterly impracticable to increase the costs of furnishing free text-books to the free-school children of the commonwealth, without increasing taxation or materially lessening the amount now appropriated for the maintenance of the free-school system.

BEVERLY B. MUNFORD, *Chairman.*

In response to a resolution agreed to by your honorable body, December 14, 1885, instructing the committee on schools and colleges to ascertain and report what appropriation would be necessary to furnish free text-books to the children of the commonwealth, your committee beg leave to submit the following report, prefacing it with the statement that, in the absence of exact official data, they can only approximate the amount of appropriation necessary by calculation, and by a comparison of the statistics of other States and communities on this subject:

The report of the superintendent of public instruction for 1885, will show that the total enrolment of school children for that year was 303,343. The total average cost of a complete outfit of text-books for each pupil is estimated to be \$2 70; so that on this bases of calculation, the maximum appropriation necessary would be \$819,016 10.

The report of the superintendent of public instruction for 1884, shows that 8,674 pupils were supplied with text-books, at public expense, at a total cost of \$7,199 83, or an average cost of eighty-three cents per capita.

With the same total enrolment of 303,343, the appropriation necessary on this, which must be taken as a minimum basis of calculation, would be \$251,774 69.

That this latter sum would be approximately, if not actually, the annual appropriation necessary for this purpose is borne out by a comparison with the statistics of other States and cities, in which books and stationery are furnished to children attending the public schools at public expense.

The report of the board of education for the city of New York, for 1884, gives the total enrolment of pupils of the schools at 298,293, and the total cost of books and stationery at \$139,181 86, or an average cost per capita of 46 cents. The city of Brooklyn, with an enrolment of 70,000, has appropriated \$80,000 for text-books. (These figures are not official).

The report of the city superintendent of schools of Kansas City, Mo., for the years 1880-1881, (the superintendent, Mr. Greenwood), estimates the cost of books to the State of Missouri, based on the cost of books to the pupils of Kansas City, at ten cents for each inhabitant, and the cost of books for the entire State of Missouri, at \$252,000 per annum, if the schools remain in session throughout ten months of the year. But as the average school year in Missouri does not exceed six months, the cost of books to the State would not be far from \$300,000 per annum.

In proportion to the population of the two States, this estimate corresponds very well with the minimum estimate of cost made by your committee for this State.

The forty-eighth annual report of the board of education for Massachusetts contains a report by Mr. William Connell, superintendent of schools in Fall River, of the actual cost per capita to that city, during a period of seven years. The report says: "The books and stationery, purchased by wholesale for the seven years included in the report, cost yearly on the average attendance but \$1 18 per capita, and sixty-four cents on the enrolment."

The above statements embody all the information in the possession of your committee bearing on this subject; but as the statistics have been gathered from books furnished by this State to the poorer classes, who have been unable to furnish their own books, and as a general rule are taught in the lower classes, and therefore using fewer and cheaper books than pupils more advanced, and from States where the law providing free school-books has been in operation for several years, and where free school-books have been constantly accumulating, we cannot think that they furnish any satisfactory information as to the probable cost of books for the first and few succeeding years, under a law furnishing free school-books, passed by the General Assembly. Your committee, therefore after fully investigating this subject, is unable to state any exact amount or any amount thereto, but think it would be much nearer the maximum of \$819,016 10, than the minimum, \$251,774 69.

COMMONWEALTH OF VIRGINIA,
OFFICE OF THE AUDITOR OF PUBLIC ACCOUNTS,

RICHMOND, February 12, 1886.

Hon. CHARLES E. STUART,

Speaker of the House of Delegates:

SIR:

A resolution of the House of Delegates of the 9th inst., directs me to furnish it with the following information:

"First. The aggregate amount of revenue which will probably be collected by the commonwealth during the year 1886.

"Second. The aggregate amount necessary for the payment of all the expenses of the State government, ordinary and extraordinary; to support the free schools and pay the interest on the public debt for said year 1886."

In response to the first interrogatory, I beg leave to submit the following:

The total receipts for the fiscal year ending September 30, 1885,	
as per report of the auditor of public accounts, was.....	\$2,696,103 22
Deduct the receipts from other than regular sources.....	36,337 76

Receipts from regular sources.....	\$2,659,765 46
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Table No. 46, accompanying the report of the auditor of public accounts for the year ending September 30, 1885, shows an increase in the assessment of taxes upon real estate for 1885, over assessment of 1884, of.....

\$66,756 22

And a decrease in assessments of capitation, income and personal property taxes, as follows:

Capitation.....	\$ 1,234 00	
Income.....	15,044 61	
Personal property	9,420 47	
		<u>25,699 08</u>
Net increase of assessments.....		<u>\$41,057 24</u>

There should be a corresponding increase of collections during the current fiscal year from the sources named, over those for the year ending September 30, 1885.

The receipts during current fiscal year from other sources of revenue, namely, liquor and other licenses, railroads, banks, insurance companies, clerks of courts, notaries, &c., should be about the same as those of last year.

I therefore estimate that the receipts for the year ending September 30, 1886, in round numbers will be \$2,700,000.

In response to the second interrogatory, I annex an estimate of expenditures for current fiscal year.

Very respectfully,

MORTON MARYE,
Auditor Public Accounts.

Estimate of payments during fiscal year ending September 30, 1886.

Officers of the government.....	\$107,641 30
Police and employees at capitol and State court-house.....	8,460 00
Contingent expenses of sundry offices, as follows:	
Board of public works, \$250; secretary's salary, \$220	\$470 00
Attorney-general.....	900 00
Auditor of public accounts.....	1,500 00
Railroad commissioner for experts, books, map, &c., \$500; for rent of room, \$400.....	900 00
Register of land office	50 00
Second auditor.....	200 00
Treasurer	150 00
Secretary of the commonwealth.....	150 00
Superintendent of public buildings.....	75 00
Superintendent of public instruction, rent of room*	300 00
Superintendent of public printing, rent of office...	300 00
Adjutant-general, rent of office*.....	300 00
	<u>5,295 00</u>
Contingent expenses of courts	25,000 00
General account of revenue, fees to commissioners of revenue for taking lists, books, postage, &c	50,000 00
Public printing.....	30,000 00
Registration of births, deaths, and marriages.....	7,000 00
Civil contingent fund.....	15,000 00
Civil prosecutions.....	5,000 00
Commissioner of agriculture.....	5,000 00
Penitentiary.....	30,053 80
Printed records.....	500 00
Public grounds, hire of convicts on.....	1,000 00
Reporter to court of appeals.....	1,200 00
Virginia Reports.....	3,000 00
Vaccine agent.....	675 00
Militia, adjutant-general's salary.....	600 00
Military contingent expenses.....	500 00
Military fund—placed to its credit out of collections for year ending September 30, 1885.....	<u>10,557 42</u>

Criminal charges.....	200,000 00
Oyster law, expense of maintaining oyster fleet.....	15,000 00
Lunatics, expense of commissions of lunacy, and board of lunatics in jail and private houses.....	25,000 00

Total regular annual expenses of government not including annuities to eleemosynary institutions and institutions of learning, support of public schools, or interest on the public debt...	546,482 52
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Annunities to eleemosynary institutions:

Deaf, dumb and blind institution.....	35,000 00
Central lunatic asylum.....	50,000 00
Eastern lunatic asylum.....	80,000 00
Western lunatic asylum.....	90,000 00
	<u>255,000 00</u>

Annunities to institutions of learning:

Female normal school.....	10,000 00
Medical college.....	1,500 00
University of Virginia.....	40,000 00
Virginia military institute.....	30,000 00
Virginia normal and collegiate institute.....	20,000 00
	<u>101,500 00</u>

Public schools, warrants for 1885.....	626,805 99
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Total annual expenses not including interest on the public debt	1,529,788 51
General Assembly.....	<u>75,000 00</u>

Total regular expenses for year ending September 30, 1886, not including interest on public debt.....	1,604,788 51
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Expenses other than regular annual expenses:

Arrearages to public schools to be paid from license tax.....	100,000 00
Fish preservation.....	4,000 00
Pension to Mrs. Burleigh, of Harpers Ferry.....	96 00
Aid to disabled soldiers.....	70,000 00
Building fund, Southwestern lunatic asylum.....	75,000 00
Building fund, Eastern Lunatic asylum.....	62,000 00
Appropriation to Soldiers' Home.....	10,000 00

Interest:

To pay Washington and Lee University one-half of arrears of interest still due upon \$145,000, old unfunded coupon bonds lost in steamer Arctic...	52,200 00
To pay institutions of learning interest on State bonds held by them.....	142,269 33
To pay interest on \$4,906,750 69, Riddleberger 3 per cent. bonds.....	147,202 52
	<u>662,767 85</u>

Total expenditures not including redemption of coupons tendered for taxes by order of courts.....	<u>\$2,267,556 36</u>
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The report of the committee for courts of justice was agreed to. On motion of Mr. POWELL, the report of the committee for courts of justice was ordered to be printed.

The following were presented and referred under rule 37:

By Mr. MARTIN: A bill to authorize the United States government

to purchase land on the south branch of the Elizabeth river. Referred to the committee for courts of justice.

By Mr. BOLEN: A petition from 275 tax payers in Wythe county asking for a reassessment of lands in said county. Referred to committee on finance.

By Mr. PAYNE: A bill to amend and re-enact sections 3 and 4 of chapter 141, of Virginia Code, 1873, and to repeal an act approved February 20, 1880, entitled an act to designate holidays to be observed in the acceptance and payment of bills of exchange, bank checks, and promissory notes. Referred to the committee on banks, currency, and commerce.

By Mr. CHALMERS: A petition of the citizens asking the line between Warwick and Elizabeth City county be not changed. Referred to the committee on counties, cities and towns.

By Mr. DABNEY: A bill to prevent the hauling of seines or setting of wires and traps for the purpose of catching fish in the waters of Albemarle county. Referred to the committee on Chesapeake and its tributaries.

The morning hour having expired, the House proceeded to the business on the calendar.

On motion of Mr. POWELL, the House proceeded to the consideration of House engrossed bills.

The following House engrossed bills were read a third time and passed:

No. 269. House engrossed bill to incorporate the Marshall cemetery.

No. 320. House engrossed bill to provide for the deposit of State funds in certain cases.

No. 336. House engrossed bill to authorize the treasurer of Augusta county to carry forward certain unproductive balances on county levies.

No. 343. House engrossed bill to establish experimental station at the Virginia agricultural and mechanical college at Blacksburg.

No. 337. House engrossed bill declaring the north fork of Clinch river in the county of Scott a public highway.

No. 303. House engrossed bill to incorporate the Fauquier telephone company.

No. 202. House engrossed bill to incorporate the Fredericksburg and Valley railroad company.

No. 308. House engrossed bill to protect the fish in the waters of the Mattaponi and Pamunky rivers.

No. 335. House engrossed bill to amend the charter of South Boston, Va.

No. 323. House engrossed bill to amend and re-enact section 3 of an act to charter the Stock Creek coal and iron company, approved March 9, 1884.

No. 346. House engrossed bill to incorporate the Lynchburg young men's christian association.

No. 249. House engrossed bill to incorporate the Henry and Roanoke railway company.

No. 348. House engrossed bill to incorporate the Surry and Smithfield railroad company.

No. 224. House engrossed bill to amend and re-enact an act approved January 21, 1886, entitled an act to authorize the establishment of a ferry across James river at Columbia, Fluvanna county, Va., &c.

No. 294. House engrossed bill to amend and re-enact an act entitled an act regulating the reports of insurance companies, approved February 22, 1878, as amended by the act approved April 2, 1879.

Ordered, That Mr. CARDWELL carry House bill 294 to the Senate and request their concurrence.

No. 25. House engrossed bill in relation to the removal of causes and to repeal chapter 170 of the Code of 1873, and all acts amendatory thereof.

198. House engrossed bill to amend and re-enact section 18 of chapter 2, of Criminal Code, Acts 1877-78, in relation to rape.

No. 291. House engrossed bill to incorporate the Ideal Beach railroad company from Norfolk city to Sand bridge in the county of Princess Anne.

No. 326. House engrossed bill to authorize the counties of Washington and Russell to take stock in the Washington and Russell turnpike company; to contract for convict labor to Macadamize the road and to erect telephone lines in said counties.

No. 288. House engrossed bill to incorporate the Powell's Valley railroad company.

No. 347. House engrossed bill to impose a tax on dogs in the county of Accomac.

No. 309. House engrossed bill to amend section 4 of an act to incorporate the Fredericksburg and Chesapeake railroad company.

No. 349. House engrossed bill to amend and re-enact section 3 of an act entitled an act to amend and re-enact sections 2, 3, 4 and 6 of an act to incorporate the Norfolk and Sewell Point railway company, approved March 22, 1872, and to change the name of said company, approved January 14, 1882, as to the issuing of mortgages.

No. 319. House engrossed bill for the relief of R. A. Trice, deputy treasurer of Goochland county.

On motion of Mr. CARDWELL, the title of the bill was amended by adding "R. R. Horne, treasurer of Hanover county; James A. Tilman, treasurer of Powhatan, and John R. Aldrich, treasurer of Spotsylvania."

No. 357. House engrossed bill to increase the compensation of P. W. Reherd, treasurer of Rockingham county, for collecting the uncollected revenue of said county for the year 1885—yeas 56.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Acker, Addington, Bandy, Black, Bohannon, Bolen,

Bolling, Cardwell, Carter, Chalmers, Cornett, Downing, Dunlop, Eastwood, Echols, Fentress, Figgat, L. D. Fulkerson, Gills, Goad, Holladay, Huffman, Hurt, Hylton, Jones, Lawson, Leftwich, Lightner, Loving, Mallory, Martin, Mathews, Mauck, Moss, Miller, Munford, Payne, Peters, Porter, Powell, Row, Saunders, Schoolfield, Sebrell, Smith, Southworth, Starke, Taliaferro, Tavenner, Terry, Turner, Van Doran, Webb, Wescott, and Wilkins—56.

No. 305. House engrossed bill for the relief of Darling A. Bennett—yeas 55.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Acker, Addington, Bandy, Black, Bohannon, Bolen, Buchanan, Cardwell, Chalmers, Curlett, Dabney, Dunlop, Eastwood, Echols, Fentress, Figgat, L. D. Fulkerson, Gills, Goad, Holladay, Huffman, Hurt, Hylton, Johnson, Jones, Lawson, Leftwich, Lightner, Mallory, McClintic, Martin, Mathews, Mauck, Mayo, Moss, Miller, Payne, Peters, Porter, Powell, Roberts, Row, Schoolfield, Sebrell, Southworth, Starke, Taliaferro, Tavenner, Terry, Turner, Van Doran, Webb, Wescott, and Wilkins—55.

No. 252. House engrossed bill for the relief of Isaac N. Bussells—yeas 59.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Acker, Addington, Bandy, Black, Bohannon, Bolen, Bolling, Buchanan, Cardwell, Chalmers, Cornett, Curlett, Dabney, Downing, Dunlop, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Gills, Goad, Holladay, Huffman, Hurt, Hylton, Jones, Lawson, Leftwich, Loving, Mallory, McClintic, Martin, Mathews, Mauck, Mayo, Moss, Munford, Nance, Payne, Peters, Porter, Powell, Roberts, Rowe, Schoolfield, Sebrell, Southworth, Starke, Stribling, Taliaferro, Tavenner, Terry, Turner, Webb, Wescott and Wilkins—59.

Senate joint resolution as follows was read a third time and agreed to :

Whereas, the secretary of the navy of the United States recommends that a central navy-yard be established in which nearly all the government work of naval construction can be done; and whereas, the establishment of such a yard elsewhere than at Gosport, would make the navy-yard simply a depot for repairs, thereby causing a loss of employment to a great number of skilled mechanics and laborers in this section, and would necessitate their removal to other sections in consequence of a removal of work formerly done at the said yard; and whereas, strenuous and systematic efforts are now being made by the senators and representatives of other sections to have said central navy-yard located and established in their respective localities; therefore,

1. Be it resolved by the General Assembly of Virginia, That our senators in Congress be and they are hereby instructed, and our representatives requested to exert their influence in behalf of the Gosport navy-yard, with a view to making it the central navy-yard; and that they endeavor to obtain specific appropriations for said Gosport navy-yard.

2. Resolved, That a copy of this resolution in printed form be

sent by the clerks of both Houses to each senator and representative of Virginia, in Congress.

No. 135. Senate bill entitled an act to amend and re-enact sections 1 and 4, of an act to incorporate the Salem and Southwestern railroad company, approved February 20, 1884, was, on motion of Mr. HUFFMAN, taken up out of its order on the calendar, read a third time, and passed.

No. 350. House bill to submit the question of fence law or no fence law to the voters of Appomattox county, was, on motion of Mr. FRANKLIN, taken up out of its order on the calendar.

On motion of Mr. FRANKLIN, the bill was dismissed.

Special order, No. 164. House bill to employ convict labor on county roads and other works of internal improvement, came up.

On motion of Mr. ECHOLS, the bill was postponed until to-morrow.

Special order House bill, No. 275. House bill to provide for the introduction of free-text books in the public free schools of Virginia, came up.

Mr. GILLS withdrew his amendment to substitute offered by Mr. FIGGAT.

The question being on agreeing to the substitute offered by Mr. FIGGAT, was put and decided in the affirmative—yeas 46; nays 13.

On motion of Mr. MARTIN, the vote was recorded as follows:

YEAS—Messrs. Speaker, Black, Bohannon, Bolen, Buchanan, Cardwell, Chalmers, Cornett, Curlett, Dabney, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Figzat, L. D. Franklin, Goad, Holladay, Huffman, Hurt, Johnson, Lawson, Leftwich, Lightner, Loving, Moss, Miller, Peters, Porter, Powell, Roberts, Row, Saunders, Schoolfield, Sebrell, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—46.

NAYS—Messrs. Bandy, Bolling, Franklin, Gills, Hylton, Jones, Mallory, Martin, Mathews, Nance, Turner, Webb, and Wise—13.

Mr. SOUTHWORTH would have voted in the negative, but was paired with Mr. OGLESBY.

On motion of Mr. DOWNING the substitute was amended by striking out the 5th section of the substitute and inserting in lieu thereof the following:

Section 5. The county school board of each county shall provide for the distribution of books and stationery, as herein provided, and to that end shall appoint an agent or agents for that purpose, and shall furnish him or them with such books and stationery as may be needed, taking his receipt therefore; a list of books so furnished, and the price of the same, shall be certified to the treasurer of the county by said board; the said agent or agents, shall supply all the school children of the county with the books and stationery to which they may be entitled, at the original cost price of the same, at the railroad, steamboat landing, or courthouse, at which the books may be delivered, and five per cent. commission and no more.

The agent or agents so appointed, shall receive as compensation five per cent. on the money collected for books sold and no more.

The said board shall require bond and security from the agent or agents so appointed, in such sum as to it may seem proper, conditioned for the faithful performance of his or their duty.

On motion of Mr. FIGGAT, the substitute was amended by striking out in lines 1 and 2 of section 6 the words: "the books so received shall be delivered to the scholars upon the payment of the original cost price and no more, and."

Mr. FIGGAT moved to strike out the 62d section as proposed to be amended by the substitute, and inserting in lieu thereof the following: "That the board of education shall adapt a uniform system of text-books as soon as may be conveniently and economically done: provided the same shall commence by the first day of July, 1887, which shall be used as text-books in the public free schools of the commonwealth, and after such a system has been adopted no change in the books shall be made for six years."

Pending the consideration of which,

The hour of 2 o'clock, P. M., having arrived, the chair was vacated until 4 o'clock, P. M.

EVENING SESSION.

The chair was resumed at 4 o'clock, P. M.

No. 60. House bill entitled an act providing for working and keeping in order the public roads in Nansemond county, and for levying the necessary tax for said purposes.

The amendment of the Senate was agreed to.

The following Senate bills were read a third time and passed:

No. 243. Senate bill entitled an act to incorporate the Rockbridge savings bank.

No. 309. Senate bill entitled an act to incorporate the Virginia boom and log company.

No. 326. Senate bill entitled an act to provide for the deposit of State funds in certain cases.

No. 349. Senate bill entitled an act to incorporate Alleghany institute.

No. 60. Senate bill to submit the question of increasing the levy for district school purposes to the qualified voters of Monterey and Stonewall school districts of Highland county.

No. 228. Senate bill to allow the treasurer of Lunenburg county to collect by levy certain bills not returned delinquent.

No. 96. Senate bill to incorporate the Richmond and Alleghany aid association.

Senate joint resolution to authorize the governor to take such proceedings as may be necessary to fix the boundary line between Virginia and Tennessee, was read a third time and agreed to.

No. 232. Senate bill entitled an act for repeal of game laws as they apply to the counties of Dinwiddie, Sussex, and Greensville.

The question being on agreeing to the amendment proposed by the committee of propositions and grievances as follows: add "Cumberland, Nottoway, Henry, Lunenburg, and Amelia,"

On motion of Mr. PETERS, the amendment was amended by striking out "Henry."

On motion of Mr. FRANKLIN, the amendment was amended by inserting "Appomattox."

The amendment, as amended, was agreed to.

The bill was ordered to its third reading.

The following House bills were read a second time and ordered to be engrossed to be read a third time:

No. 169. House bill to incorporate Ebenezer lodge, No. 1482, of the grand united order of Odd Fellows of the city of Richmond.

No. 371. House bill to provide for the disposition of certain moneys in the hands of the treasurer of Amelia county, which, prior to the abolition of the township system in this State, had been collected under township levies.

No. 362. House bill to charter the Clinch River railroad company.

No. 364. House bill to amend and re-enact section 5 of an act entitled an act to incorporate the Danville and New River narrow gauge railroad company, approved March 20, 1873, as amended by acts approved March 10, 1877, and by March 6, 1882.

No. 372. House bill to amend and re-enact sections 2 and 3 of an act passed January 15, 1867, entitled an act to establish and incorporate the Augusta county fair, as amended by an act approved January 20, 1874, changing the corporate name to the Baldwin-Augusta fair.

No. 358. House bill to increase the corporate limits of the town of Bowling Green, Caroline county.

No. 227. House bill to amend the charter of the city of Fredericksburg.

No. 301. House bill to authorize the qualified voters of Dickenson county to vote on the question of the removal of the county courthouse.

No. 250. House bill to extend and declare the criminal and police jurisdiction of the corporation court and authorities of the city of Fredericksburg.

No. 397. House bill to provide for making or repairing division fences between coterminous land-owners in the county of Russell.

No. 339. House bill relating to licensed warehousemen and others in the city and county of Norfolk, and the city of Portsmouth, the storage of property therewith, and making certain warehouse and other receipts negotiable.

No. 265. House bill for making or repairing division fences between coterminous land-owners in the county of Amherst.

No. 366. House bill for opening and keeping in repair roads and bridges in the county of Amelia.

No. 370. House bill to provide for a new assessment of the real estate of Tanner's creek magisterial district of Norfolk county.

No. 367. House bill for relief of C. W. Sullivan, treasurer of Montgomery county.

No. 307. House bill to amend and re-enact section 4 of the charter of the New River and Chambers Valley railroad company.

No. 377. House bill to amend and re-enact section 12 of an act entitled an act to authorize the board of supervisors of Nelson county to let to contract the public roads of said county and levy a tax to keep the same in order, approved March 4, 1884.

No. 368. House bill to incorporate the Virginia railroad and transportation company.

No. 378. House bill to authorize lodge No. 20, Independent order of odd fellows, in the town of Smithfield to borrow money to pay for repairs on their building.

No. 229. House bill to make it lawful for the boards of supervisors of New Kent and Charles City counties to levy for additional compensation for the county judge, &c.—yeas 41; nays 14.

On motion of Mr. SAUNDERS, the vote was recorded as follows:

YEAS—Messrs. Bandy, Black, Bohannon, Bolling, Borum, Curlett, Dabney, Dunlop, Echols, Fentress, L. D. Fulkerson, Gills, Goad, Holladay, Johnson, Jones, Lawson, McCandlish, Martin, Mathews, Mauck, Mayo, Moss, Miller, Nance, Porter, Roberts, Ryan, Sebrell, Smith, Southworth, Starke, Stribling, Taliaferro, Tavenner, Terry, Turner, Waddill, Webb, Wescott, and Wise—41.

NAYS—Messrs. Speaker, Buchanan, Cardwell, Chalmers, Dickenson, Downing, Figgat, Abram Fulkerson, Huffman, Leftwich, Lightner, O'Bannon, Peters, and Saunders—14.

No. 161. House bill to authorize the district and county school boards to organize graded or intermediate schools in the counties of the commonwealth, was read the second time.

Mr. GOAD offered an amendment in the nature of a substitute.

On motion of Mr. MATHEWS, the substitute was amended by inserting "Lunenburg."

The substitute, as amended, was agreed to.

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 404. House bill to authorize the qualified voters of the county of Hanover to vote on the question of removing the county courthouse of said county to the town of Ashland, was, on motion of Mr. CARDWELL, read a second time this day—two-thirds in the House so determining.

The bill was ordered to be engrossed to be read a third time.

No. 398. House bill to repeal so much of the act to provide for keeping the paupers in the counties of Scott, Lee, Grayson, Carroll, Floyd, Goochland, Bedford, Mathews, Rockbridge and Amherst, approved March 12, 1878, and of all acts and parts of acts amendas

tory thereof as refers to Goochland county, was, on motion of Mr. FULKERSON of *Lee*, read a second time this day—two-thirds in the House so determining.

The bill was ordered to be engrossed to be read a third time.

Mr. LIGHTNER moved that the House do now adjourn; which was agreed to—yeas 35; nays 29.

On motion of Mr. NANCE, the vote was recorded as follows:

YEAS—Messrs. Addington, Arnold, Bandy, Black, Bohannon, Borum, Buchanan, Cardwell, Figgat, Abram Fulkerson, Gills, Huffman, Hylton, Leftwitch, Lightner, Loving, McCandlish, McClintic, Moss, O'Bannon, Peters, Powell, Row, Ryan, Saunders, Starke, Stribling, Taliaferro, Tavenner, Turner, Van Doran, Waddill, Webb, Wescott, and Wilkins—35.

NAYS—Messrs. Speaker, Carter, Chalmers, Crismond, Dickenson, Downing, Dunlop, Echols, Fentress, L. D. Fulkerson, Goad, Holladay, Hurt, Johnson, Martin, Mathews, Mauck, Miller, Nance, Oglesby, Payne, Porter, Reid, Roberts, Schoolfield, Sebrell, Smith, Southworth, and Terry—29.

The SPEAKER declared the House adjourned until to-morrow at 11 o'clock, A. M.

TUESDAY, FEBRUARY 23, 1886.

On motion of Mr. DUPUY, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, February 22, 1886.

The Senate have agreed to House joint resolution for the appointment of a committee to investigate the affairs of the Hampton normal school.

They have passed Senate bills entitled an act to amend and re-enact an act entitled an act to amend section 10 chapter 17, Code of 1873, in relation to the suspension and removal of certain officers, in force February 23, 1884, No. 258; an act to provide for working and keeping in order the public roads in the county of Page, No. 383; and an act to give authority to the Gloucester charity school, to sell real estate in Gloucester county, No. 289.

They have passed with a substitute therefor, House bill entitled an act to provide for submitting the question of liquor license to the qualified voters of the several counties, corporations, and magisterial districts of the State, No. 98.

They have passed House bills entitled an act to incorporate the James River and North Carolina railroad company, No. 201; an act to incorporate the Mechanics and Merchants bank, located in the city of Manchester, No. 217; an act to authorize the town of Warrenton to erect water-works and to borrow money therefor, No. 277; an act to amend and re-enact an act to provide for working

and keeping in order the public roads in the county of Russell, approved February 25, 1884, and to amend and re-enact an act to amend and re-enact sections 4, 8, and 9, of chapter 156, of the Acts of the General Assembly of 1883-4, in regard to the working of roads in Russell county, Virginia, approved August 26, 1884, No. 283; an act to authorize the superintendent of public instruction to occupy the chapel and recitation room of the Institution for the deaf, dumb, and blind at Staunton, Va., for summer normals, No. 271; an act to amend an re-enact an act entitled an act to amend section 12 of an act to provide for the division of school districts, and for the appointment of school directors, approved March 7, 1878, approved March 3, 1879, No. 122; an act to incorporate the town of Pulaski city, in the county of Pulaski, No. 120; an act for the relief of the Lutheran church and congregation of Madison county, No. 136; an act to provide for working and keeping in repair the public roads of Botetourt, No. 183; an act to incorporate the Smithfield Evergreen cemetery, near the town of Smithfield, in the county of Isle of Wight, Va., No. 280; an act to empower the mayor and town council of the town of West Point, to borrow money and issue bonds therefor, No. 266; an act to declare Smith's river in the county of Henry, between certain points a lawful fence, No. 245; an act to amend and re-enact sections 6 and 7, of chapter 177, of Acts of Assembly, 1883-4, entitled an act to amend and re-enact the charter of the Farmville and Staunton river railroad company, No. 248; an act to incorporate the Culpeper, Sperryville, Washington, and Fort Royal telephone company, No. 302; an act to incorporate the trustees of Minnehaha lodge, Independent Order of Good Templars, No. 268; an act to provide for a new registration of voters for the city of Fredericksburg, No. 239; an act to allow Robert A. Atkinson to erect a pier or wharf on James river, in the county of Isle of Wight, 238; an act to authorize the school trustees of Brentsville district in Prince William county, to sell two school-houses in said district, No. 215; an act to confer upon the council of the town of Danville, authority to build, purchase, repair, and keep up a free bridge or free bridges across Dan river, and to confer upon the said corporation the power to increase its bonded indebtedness for public improvements, No. 228; an act to authorize the board of supervisors of Warren county, to borrow forty thousand dollars to pay off bonds on account of subscription to Manassas Gap railroad company, No. 299; an act to provide for the appointment of a special constable to execute process civil and criminal in the county of Fauquier, No. 70; an act to repeal an act entitled an act to provide for a new board of visitors for the University of Virginia, approved April 14, 1882, and to amend and re-enact sections 2, 4, and 5, of chapter 80, of the Code of 1873, No. 103; an act to authorize the board of supervisors of Fluvanna county, to contract for keeping the roads and bridges of said county in repair and to assess taxes therefor, No. 247; an act for the annual sale of lands returned delinquent after the year 1884, No. 285; and

an act to amend and re-enact sections 2, 6, 9, and 12, of an act entitled an act to incorporate the Atlantic and Danville Narrow Gauge railroad company, approved April 21, 1882, and also to amend and re-enact the title of said act, No. 292.

In which amendment and bills they respectfully request the concurrence of the House of Delegates.

No. 258. Senate bill, was read twice and referred to the committee for courts of justice.

Nos. 289 and 383. Senate bills, were read twice and placed on the calendar, the rule having been suspended on motions severally made requiring their reference to committees.

No. 98. House bill entitled an act to provide for submitting the question of liquor license to the qualified voters of the several counties, corporations, and magisterial districts of the State, was placed on the calendar, the rule being suspended on motion of Mr. POLLARD, requiring its reference to a committee.

No. 163. House bill to provide for the establishment of a reformatory for youthful criminals in Virginia, heretofore committed to the committee on finance, was reported back.

The following House bills, reported from the committee on finance, were read a first time:

No. 405. House bill for the relief of John Diamond for the payment of a fine, with the recommendation that it do not pass.

No. 40. House bill to provide for a further appropriation to the Central lunatic asylum to complete the building and provide necessary furniture.

No. 407. House bill to extend the time for collection of certain tax tickets now in the hands of W. G. Leavell, treasurer of Sussex county, Va.

The following House bills, reported from the committee on propositions and grievances, were read a first time:

No. 408. House bill to amend and re-enact sections 2 and 7 of chapter 114, of the Acts of 1876-77, relating to quarantine commissioners and quarantine medical officer for the district of Elizabeth river and its branches, approved February 26, 1877.

No. 409. House bill in relation to infectious and contagious diseases of cattle.

No. 410. House bill relating to goods, wares, and merchandise in store and in transit, and to make receipts and bills of lading therefor negotiable.

No. 411. House bill to provide for the protection of deer in the counties of Charles City and New Kent.

The following House bills were read a first time and placed on the calendar, the rule having been suspended on motions severally made requiring their reference to committees:

No. 412. House bill to enable the trustees of the Danville female academy to sell the real estate and academy buildings, and turn over the proceeds of sale to the Ladies' benevolent society of Danville.

No. 413. House bill to amend and re-enact section 7, chapter 141, Code of 1873, in relation to negotiable notes.

No. 414. House bill to provide the manner in which the common council of the city of Petersburg may purchase the Virginia and Carolina railroad to the extent of the claim of said city against said road or sell or dispose of the claim of said city against said road.

No. 415. House bill paying George H. Bagwell for services in establishing the boundary line between Maryland and Virginia.

No. 416. House bill to allow R. R. Horne, treasurer of Hanover county, further time to levy and collect certain tax tickets, licenses and levies, reported from the committee on finance, was read a first time.

No. 417. House bill to vest the State's interest in Vick's church in Southampton county in trustees for the use and benefit of the Methodist Episcopal church south, reported from the committee for courts of justice, was read a first time.

The following Senate bills were reported from the committee on propositions and grievances :

No. 291. Senate bill entitled an act to incorporate the Prince George lumber and transportation company.

No. 181. Senate bill entitled an act to incorporate the consolidated abattoir company of Alexandria, Washington and Georgetown.

No. 118. Senate bill entitled an act for the protection of game in the county of Halifax.

The following Senate bills were reported from the committee on finance.

No. 298. Senate bill entitled an act to refund to William Taylor, treasurer of the county of Henrico, certain amounts advanced by him in coupon suits against him as treasurer.

No. 171. Senate bill entitled an act to authorize the sale of the Moffett registers belonging to the State.

No. 272. Senate bill entitled an act to allow the treasurer of Stafford county to collect by levy certain tax bills not returned delinquent.

No. 275. Senate bill entitled an act to require quarterly reports to be made to the governor by the heads of departments and other State agencies.

No. 253. Senate bill entitled an act to amend section 17 of the charter of Suffolk as amended by an act to amend the charter of the town of Suffolk, approved March 1, 1875, was reported from the committee on counties, cities, and towns.

No. 386. Senate bill entitled an act to provide for a new registration in the county of Stafford, was reported from the committee on privileges and elections.

No. 294. Senate bill entitled an act to amend and re-enact section 13 of chapter 61, of the Code of Virginia, 1873, relative to tolls on turnpikes, was reported from the committee on roads and internal navigation.

No. 37. House bill entitled an act to amend and re-enact section 3 of chapter 514, of the Acts of 1883-84, entitled an act approved March 9, 1880, respecting wild game, was reported from the committee on propositions and grievances with the recommendation that it do not pass.

The SPEAKER appointed Messrs. CARDWELL, STARKE, and CURLITT under House joint resolution for the appointment of a committee to investigate the affairs of the Hampton normal school.

The resolution relating to the extension of the present session of the General Assembly, was, on motion of Mr. CARDWELL, passed by.

Mr. FULKERSON of *Washington*, asked to be excused from serving on the special committee on the public debt; which request the House refused to grant.

Mr. LOVING, from the special committee appointed to report names to fill the vacancies in school electoral boards, reported the following joint resolution:

Resolved by the House of Delegates, (the Senate concurring,) That Thomas J. Pearson and W. N. Surface of the county of Giles; Robert E. Haskins of the county of Brunswick; L. R. Ford of the county of Charlotte; P. H. Drummond of the county of Amherst; John A. Green of the county of Halifax; C. Q. Goodwin of the county of Louisa; J. D. Eggleston of the county of Prince Edward; John R. Armstrong and E. L. Moir of the county of Henry; R. T. Anderson of the county of Pittsylvania; Edward Davis and Ducalion Gregory of the county of King William; J. T. Coleman of the county of Nelson; H. P. Jones of the county of Hanover; Jesse S. Williams of the county of Northampton, be and they are hereby elected and appointed members of the board of school commissioners for their respective counties to fill vacancies existing in said counties.

The joint resolution was agreed to—yeas 59; nays 5.

The vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Chalmers, Childress, Cornett, Crismond, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Hoge, Holladay, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mallory, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Peters, Pollard, Porter, Powell, Reid, Roberts, Row, Ryan, Saunders, Schoolfield, Sebrell, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—59.

NAYS—Messrs. Martin, Nance, Waddill, Webb, and Wise—5.

The following were presented and referred under rule 37:

By Mr. TERRY: A petition of disabled and maimed soldiers for commutation to the General Assembly of Virginia. Referred to committee on finance.

By Mr. PETERS: A bill to provide for a subscription by the county

of Henry to works of internal improvement. Referred to the committee on counties, cities and towns.

By Mr. STARKE: A bill to incorporate the Virginia safe vault trust company of Richmond. Referred to the committee on propositions and grievances.

By Mr. PETERS: A bill to amend and re-enact sections 3 and 4, of the Code of Virginia, as amended by an act approved February 20, 1880, with reference to what shall be deemed holidays in the acceptance and payment of bills of exchange, bank checks, and promissory notes. Referred to the committee on banks, currency, and commerce.

By Mr. MAYO: A bill to protect lands from unlawful shooting and hunting thereon. Referred to the committee on propositions and grievances.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 98. House bill to provide for submitting the question of liquor license to the qualified voters of the several counties, corporations, and magisterial districts of the State, was on motion of Mr. POLLARD, taken up out of its order on the calendar.

On motion of Mr. POLLARD, the bill was passed by and made a special and continuing order for to-morrow at 11:45 o'clock, A. M., and ordered to be printed.

No. 404. House bill to authorize the qualified voters of the county of Hanover to vote on the question of removing the county courthouse of said county to the town of Ashland, was on motion of Mr. CARDWELL, taken up out of its order on the calendar.

The bill was read a third time and passed.

No. 123. House bill for the establishment of a State female normal school, was, on motion of Mr. ECHOLS, taken up out of its order on the calendar.

On motion of Mr. ECHOLS, the bill was made a special and continuing order for to-morrow at one o'clock, P. M.

No. 356. House bill appropriating the public revenues for the fiscal years 1886 and 1887, was, on motion of Mr. POLLARD, taken up out of its order on the calendar.

On motion of Mr. POLLARD, the bill was made a special and continuing order for to-morrow at 12:30 o'clock, P. M.

No. 400. House bill to authorize the auditor of public accounts to borrow money to meet a casual deficit to pay the interest on her post liabilities and to create a sinking fund to pay the principal of the debt, was, on motion of Mr. FULKERSON of *Washington*, taken up out of its order on the calendar.

On motion of Mr. FULKERSON of *Washington*, the bill was made a special and continuing order for to-morrow at 12 o'clock, M.

Special order, No. 164. House bill to employ convict labor on county roads and other works of internal improvement, came up.

The question being on the passage of the bill, was put and decided in the affirmative—yeas 56; nays 28.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Cornett, Crismond, Curlett, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, L. D. Fulkerson, Gills, Goad, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Mayo, Moss, Miller, Munford, Noblin, Patton, Peters, Pollard, Porter, Row, Schoolfield, Sebrell, Smith, Starke, Taliaferro, Tavenner, Terry, Tillar, Van Doran, Wescott, and Wilkins—56.

NAYS—Messrs. Acker, Addington, Bandy, Borum, Franklin, Abram Fulkerson, Harris, Hurt, Hylton, W. H. Jordan, McCandlish, McClintic, Martin, Mathews, Mauck, Nance, Oglesby, Payne, Reid, Roberts, Ruggles, Ryan, Southworth, Stribling, Turner, Waddill, Webb, and Wise—28.

Special order, No. 275. House bill to amend and re-enact section 62 of chapter 78, of the Code of 1873, in relation to providing text-books, at cost, for the children attending the public free schools, came up.

Mr. FIGGAT, by leave of the House, modified the amendment offered by himself yesterday, by striking out "six years" and inserting "eight years."

The question being on agreeing to the amendment offered by Mr. FIGGAT, as modified by himself, was put and decided in the affirmative—yeas 49; nays 20.

On motion of Mr. RYAN, the vote was recorded as follows:

YEAS—Messrs. Black, Bohannon, Bolen, Brown, Buchanan, Chalmers, Childress, Cornett, Crismond, Curlett, Dabney, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Franklin, L. D. Fulkerson, Goad, Hoge, Holladay, Huffman, Hylton, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Loving, Mathews, Miller, Noblin, Oglesby, Peters, Pollard, Porter, Roberts, Row, Saunders, Schoolfield, Sebrell, Smith, Stribling, Taliaferro, Tavenner, Terry, Van Doran, Wescott, and Wilkins—49.

NAYS—Messrs. Acker, Addington, Bandy, Borum, Cardwell, Abram Fulkerson, Gills, Harris, W. H. Jordan, Lightner, Martin, Mauck, Mayo, Nance, Reid, Ryan, Starke, Turner, Webb, and Wise—20.

Mr. FIGGAT moved to reconsider the vote by which the amendment offered by Mr. DOWNING on yesterday was agreed to; which motion was agreed to.

The question recurring on agreeing to the amendment offered by Mr. DOWNING, was put and decided in the negative.

Mr. FIGGAT moved to amend the substitute by striking out the 3d and 4th sections and inserting in lieu thereof a substitute for each of said sections; which motion was agreed to.

Mr. FRANKLIN, moved to amend the 4th section of the substitute as amended, by striking out the words "of the original contract price," and inserting in lieu thereof "half the original contract price;" which motion was rejected—yeas 25; nays 47.

On motion of Mr. MARTIN, the vote was recorded as follows :

YEAS—Messrs. Acker, Addington, Bandy, Borum, Franklin, Gills, Harris, Hurt, Hylton, W. H. Jordan, Lockett, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Nance, Ruggles, Southworth, Tillar, Turner, Waddill, Webb, and Wise—25.

NAYS—Messrs. Black, Bohannon, Bolen, Brown, Cardwell, Chalmers, Chismond, Dabney, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, Goad, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Mayo, Miller, Munford, Oglesby, Peters, Pollard, Porter, Reid, Roberts, Row, Ryan, Saunders, Schoolfield, Sebrell, Starke, Stribling, Taliaferro, Tavenner, Van Doran, and Wescott—47.

On motion of Mr. FIGGAT, the 5th, 6th, 7th, and 8th sections of the substitute were stricken out.

Mr. GOAD moved to amend the amendment offered by Mr. FIGGAT by striking out in the 62d section of chapter 78, Code of 1873, as proposed to be amended, the following: "provided the same shall commence by the first day of July, 1888," and inserting: "provided that such change of text-books shall not go into effect before the first day of July, 1888;" which was agreed to.

The bill, as amended by the substitute as amended, was agreed to.

Mr. ECHOLS moved the pending question, which was ordered—yeas 44; nays 26.

On motion of Mr. FRANKLIN, the vote was recorded as follows :

YEAS—Messrs. Arnold, Black, Bohannon, Bolen, Buchanan, Cardwell, Cornett, Curlett, Dabney, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, L. D. Fulkerson, Goad, Holladay, Hurt, Johnson, C. F. Jordan, Lawson, Leftwitch, Lightner, Loving, Mallory, Munford, Noblin, O'Bannon, Oglesby, Payne, Peters, Pollard, Porter, Powell, Reid, Roberts, Saunders, Smith, Taliaferro, Tavenner, Terry, Van Doran, and Wilkins—44.

NAYS—Messrs. Speaker, Acker, Addington, Bandy, Crismond, Dunlop, Franklin, Gills, Harris, Hylton, W. H. Jordan, Lockett, McCandlish, Martin, Mathews, Mauck, Mayo, Miller, Nance, Row, Ruggles, Ryan, Southworth, Starke, Waddill, and Wise—26.

The question being on ordering the bill to be engrossed to be read a third time, was put and decided in the affirmative—yeas 47; nays 34.

On motion of Mr. MARTIN, the vote was recorded as follows :

YEAS—Messrs. Arnold, Black, Bolen, Brown, Buchanan, Cardwell, Childress, Crismond, Curlett, Dabney, Dickenson, Downing, Dupuy, Eastwood, Fentress, Figgat, L. D. Fulkerson, Goad, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lockett, Loving, Mathews, Miller, O'Bannon, Peters, Pollard, Powell, Roberts, Row, Saunders, Schoolfield, Sebrell, Shields, Smith, Stribling, Taliaferro, Tavenner, Terry, Wescott, and Wilkins—47.

NAYS—Messrs. Speaker, Acker, Bandy, Borum, Chalmers, Echols, Faulcon, Franklin, Gills, Harris, Hurt, Hylton, W. H. Jordan, Lightner, Mallory, McCandlish, McClintic, Martin, Mauck, Mayo, Nance, Noblin, Oglesby, Porter, Reid, Ruggles, Ryan, Southworth, Starke, Turner, Van Doran, Waddill, Webb, and Wise—34.

Mr. FIGGAT moved to reconsider the vote by which the bill was

ordered to be engrossed to be read a third time; which motion was rejected—yeas 20; nays 43.

On motion of Mr. FRANKLIN, the vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Bandy, Borum, Echols, Faulcon, Franklin, Gills, Hylton, W. H. Jordan, Lightner, McCandlish, Martin, Mathews, Southworth, Turner, Waddill, Webb, and Wise—20.

NAYS—Messrs. Arnold, Black, Bolen, Brown, Buchanan, Cardwell, Chalmers, Cornett, Crismond, Curlett, Dabney, Dickenson, Downing, Dupuy, Eastwood, Fentress, Figgat, L. D. Fulkerson, Goad, Hoge, Holladay, Huffman, C. F. Jordan, Lawson, Leftwitch, Loving, Mauck, Payne, Peters, Pollard, Powell, Roberts, Ryan, Saunders, Schoolfield, Sebrell, Smith, Stribling, Taliaferro, Tavenner, Terry, Wescott, and Wilkins—43.

A message was received from the Senate by Mr. BERRY, who informed the House that the Senate had passed No. 448. Senate bill entitled an act to amend and re-enact sections 2 and 7 of chapter 114, of the Acts of 1876–77, relative to quarantine commissioners and quarantine medical officer for the district of Elizabeth river and its branches, approved 26th February, 1877; in which they respectfully request the concurrence of the House.

The bill was read twice and placed on the calendar, the rule having been suspended on motion of Mr. PAYNE, requiring its reference to a committee.

The hour of 2 o'clock, P. M. having arrived, the chair was vacated until 4 o'clock, P. M.

EVENING SESSION.

The chair was resumed at 4 P. M.

The following Senate bills were read a third time and passed:

No. 383. Senate bill entitled an act to provide for working and keeping in order the public roads in the county of Page.

No. 223. Senate bill entitled an act to amend and re-enact sections 2, 4, 6, and 7 of an act entitled an act to incorporate the West Rockingham mutual fire insurance company, in force March 22, 1872.

No. 395. Senate bill entitled an act to provide a new charter for the town of Wytheville.

No. 448. Senate bill entitled an act to amend and re-enact sections 2 and 7 of chapter 114, of the Acts of 1876–77, relative to quarantine commissioners and quarantine medical officer for the district of Elizabeth river and its branches, approved 26th February, 1877.

No. 291. Senate bill entitled an act to incorporate the Prince George lumber and transportation company.

No. 172. Senate bill entitled an act to amend section 3 of chapter 107, of the Code of 1873, relating to who are disabled to be surveyors.

No. 203. Senate bill entitled an act to amend section 17 of the charter of Suffolk as amended by an act entitled an act to amend the charter of the town of Suffolk, approved March 1, 1875.

No. 311. Senate bill entitled an act to authorize the road board of Central district, in Rockingham county, to establish a toll-gate on the Dry river road in said county.

No. 232. Senate bill entitled an act for repeal of game laws as they apply to the counties of Dinwiddie, Sussex, and Greensville.

On motion of Mr. MALLORY, the title was amended by adding "Cumberland, Lunenburg, Amelia, and Nottoway."

No. 320. Senate bill entitled an act to amend and re-enact an act to repeal the act passed January 26, 1866, relating to fences, so far as said act applies to Little Mill election district in the county of Sussex, approved March 7, 1884.

No. 272. Senate bill entitled an act to allow the treasurer of Stafford county to collect by levy certain tax bills not returned delinquent.

No. 355. Senate bill entitled an act to amend and re-enact sections 3 and 8 of an act approved August 23, 1884, entitled an act to amend and re-enact sections 3 and 8 of an act approved March 7, 1884, entitled an act to amend and re-enact the charter of the town of North Danville.

On motion of Mr. MUNFORD, the bill was amended by striking out the enacting clause and inserting in lieu thereof the following:

"1. Be it enacted by the General Assembly of Virginia, That sections 3 and 8 of an act approved March 7, 1884, entitled an act to amend and re-enact the charter of the town of North Danville, as amended and re-enacted by an act approved August 23, 1884, be amended and re-enacted so as to read as follows."

The bill, as amended, was ordered to its third reading.

The amendment being presently engrossed, the bill was read a third time and passed.

On motion of Mr. MUNFORD, the title was amended by striking it all thereof, and inserting in lieu thereof the following: "To amend and re-enact sections 3 and 8 of an act approved March 7, 1884, entitled an act to amend and re-enact the charter of the town of North Danville as amended by an act approved August 23, 1884. The following House engrossed bills were read a third time and passed:

No. 364. House engrossed bill to amend and re-enact section 5 of an act entitled an act to incorporate the Danville and New River row gauge railroad company, approved March 20, 1878, as amended by an act approved, March 20, 1877, and by March 6, 1872.

No. 227. House engrossed bill to amend the charter of the city of Fredericksburg.

No. 250. House engrossed bill to extend and declare the criminal police jurisdiction of the corporation court and authorities of the city of Fredericksburg.

No. 371. House engrossed bill to provide for the disposition of certain moneys in the hands of the treasurer of Amelia county, which, prior to the abolition of the township system in this State, had been collected under township levies.

No. 366. House engrossed bill for opening and keeping in repair roads and bridges in the county of Amelia.

No. 372. House engrossed bill to amend and re-enact sections 2 and 3 of an act passed January 15, 1867, entitled an act to establish and incorporate the Augusta county fair, as amended by an act approved January 20, 1874, changing the corporate name to the Baldwin-Augusta fair.

No. 339. House engrossed bill relating to licensed warehousemen and others in the city and county of Norfolk, and the city of Portsmouth, the storage of property therewith, and making certain warehouse and other receipts negotiable.

Mr. SHIELDS moved to reconsider the vote by which the bill was ordered to be engrossed, which motion was agreed to.

On motions severally made by Mr. CARDWELL, the bill was amended.

The bill as amended was ordered to be engrossed to be read a third time.

No. 340. House bill to authorize the board of supervisors of Shenandoah county, to contract for keeping the roads and bridges of said county in repair, and to assess taxes therefor.

The bill was read a second time.

On motion of Mr. BLACK, the bill was amended by adding as an independent section to come in after the 16th section, the following:

17. This act shall apply to the county of Montgomery, as fully as to that of Shenandoah: provided that it is adopted by a majority of the board of supervisors of said county: and provided further, that said board shall not under section 2 of this bill, be authorized to levy a road-tax exceeding in any one year, ten cents upon the one hundred dollars of assessed taxable value in said county of Montgomery, nor to issue under section 14. more than four bonds of five hundred dollars each.

The bill as amended was ordered to be engrossed to be read a third time.

No. 175. House engrossed bill entitled an act to incorporate the Durham, Blue Wing, and Clarksville railroad company.

The amendments of the Senate were agreed to.

The following House bills were read a second time, and ordered to be engrossed to be read a third time:

No. 360. House joint resolution appropriating money to purchase flags for the capitol.

No. 279. House bill to incorporate the Union Star Grand Tabernacle of the Improved Order of Gahlelan Fisherman, No. 1, of the State of Virginia.

No. 387. House bill to amend and re-enact sections 2, 3, 4, 5, 7,

and 9, of an act entitled an act to incorporate the Powell's Fort mining company, approved March 4, 1878.

No. 332. House bill to allow John W. Richardson, treasurer of Smythe county, further time to levy and collect certain tax-tickets.

No. 304. House bill to amend and re-enact section 10, of chapter 99, of the Code of 1873, in relation to wild game.

No. 390. House bill to amend section 1, of chapter 514, of Acts of Assembly 1883-4, respecting wild game.

No. 412. House bill to enable the trustees of the Danville Female academy to sell the real estate and academy buildings, and turn over the proceeds of sale to the Ladies Benevolent society of Danville.

No. 278. Home bill to incorporate the St. Paul fountain, No. 8, United Order of True Reformers.

No. 394. House bill to provide for the building of bridges and causeways, and the repairs thereof, and the opening, working, and keeping in order the roads of the county of Charlotte.

No. 314. House bill to authorize the board of supervisors of Caroline county, to increase the pay of judge of said county—yeas 39; nays 29.

On motion of Mr. SMITH, the vote was recorded as follows :

YEAS—Messrs. Acker, Addington, Arnold, Black, Borum, Cardwell, Crismond, Dupuy, Fentress, L. D. Fulkerson, Holladay, Johnson, Wm. I. Jordan, Lawson, Leftwich, Lightner, Loving, Mathews, Moss, O'Bannon, Oglesby, Payne, Pollard, Rice, Row, Ruggles, Ryan, Schoolfield, Sebrell, Shields, Smith, Southworth, Starke, Taliaferro, Tavenner, Terry, Tillar, Wescott, and Wilkins—39.

NAYS—Messrs. Speaker, Brown, Buchanan, Chalmers, Cornett, Darst, Dickenson, Downing, Dunlop, Faulcon, Figgat, Abram Fulkerson, Gills, Goad, Hay, Huffman, Hurt, C. F. Jordan, Mallory, McClintic, Munford, Peters, Roberts, Saunders, Thorne, Van Doran, Waddill, Webb, and Wise—29.

No. 396. House bill to allow John W. Sturges to erect a wharf on Accohannock creek, in Accomac county.

No. 376. House bill to allow George W. Bishop and John W. Smith to erect a wharf at Franklin city.

No. 231. House bill to amend section 2, chapter 173 and the acts amendatory thereof, in regard to commissioners of courts.

No. 324. House bill to provide for removing obstructions, &c., in Buffalo and Spring creek, in Prince Edward county.

No. 94. House bill to amend the first section of an act entitled an act to amend the 1st, 2d, and 3d sections of an act entitled an act to incorporate the Saltville and Coal Mine railroad company, and to change the name to the Norfolk and Cincinnati railroad company, approved January 14, 1882, and to fix the point at which the said company may commence the construction of its road.

No. 300. House bill for the further protection of fish in the county of Patrick.

No. 401. House bill to incorporate Appomattox Red House and Hot Creek railroad company.

No. 382. House bill to authorize and empower the Norfolk and Virginia Beach railroad company, to exercise control over the lands sold at Virginia Beach for the proper regulation of drainage and other sanitary matters.

No. 383. House bill to amend and re-enact section 2, of chapter 193 of the Code of 1873, in relation to the adulteration of food or drink.

No. 385. House bill to declare all dogs in the city of Richmond, and county of Henrico, to be deemed property in the meaning of the criminal law.

The bill was read a second time.

On motion of Mr. MILLER, the bill was amended by inserting the "city of Manchester."

The bill as amended was ordered to be engrossed to be read a third time.

No. 355. House bill giving the consent of this State to the purchase by the government of the United States, of land in Alexandria county, for the abutment of, and the necessary approaches to the bridge proposed to be constructed across the Potomac river, at or near the Three Sisters' islands, and the building of such abutment and approaches upon such lands and ceding jurisdiction over the same.

The bill was read a second time.

On motion of Mr. THORNE, the bill was amended by striking out the words "at or near the Three Sisters' islands," and inserting "anywhere in the county of Alexandria."

The bill as amended was ordered to be engrossed to be read a third time.

No. 391. House bill for the protection of wild game in Frederick county.

The bill was read a second time.

On motion of Mr. RYAN, the bill was amended by inserting "Loudoun county."

On motion of Mr. CHALMERS, the bill was amended by inserting the county of "Isle of Wight."

The bill as amended was ordered to be engrossed to be read a third time.

No. 216. House bill to secure to the citizens of Henrico county who own property, in the city of Richmond the right to send their children to the city schools.

Mr. CARDWELL moved to pass by the bill; which motion was agreed to—yeas 35; nays 27.

On motion of Mr. WADDILL, the vote was recorded as follows :

YEAS—Messrs. Speaker, Arnold, Black, Bolen, Buchanan, Cardwell, Chalmers, Childress, Cornett, Crismond, Dabney, Dickenson, Downing, Dunlop, Eastwood, Fentress, Figgat, Hay, Holladay, Huffman, Johnson, C. F. Jordan, Lightner, Lockett, Munford, Peters, Pollard, Row, Saunders, Schoolfield, Sebrell, Shields, Starke, Tavenner, and Terry—35.

NAYS—Messrs. Acker, Addington, Bandy, Borum, Faulcon, Franklin, Gills, Goad,

Hylton, Lawson, Leftwitch, Mallory, McClintic, Martin, Mathews, Mauck, Moss, Oglesby, Southworth, Taliaferro, Thorne, Tillar, Waddill, Webb, Wescott, Wilkins, and Wise—27.

No. 351. House bill to incorporate the town of Cape Charles in the county of Northampton.

The bill was read a second time.

On motion of Mr. WILKINS, the bill was amended by striking out "H. W. Dunn and Amos G. Manahan," and inserting "Severn B. Travis and Beverly T. Fitchett."

The bill, as amended, was ordered to be engrossed to be read a third time.

No. 211. House bill to amend and re-enact section 13 of chapter 158 of Acts of Assembly, 1883-84, in relation to choosing registrars and judges and clerks of election, &c.

The bill was read a second time.

On motion of Mr. BUCHANAN, the bill was amended by inserting after the word "printed" in line 8 of clause 13, the words "or written."

Mr. WADDILL moved to amend the bill by adding at end of the 13th section as proposed to be amended, the following: "and the said registrars shall at once cause to be deposited in the clerk's office of the several county and corporation courts of the commonwealth, duly certified copies of their registration books, and which copies the clerk and registrar will carefully compare together and see that said copies are correctly made. And the said registrar after each registration of voters will certify to the clerks of said courts the lists of persons registered, and the said clerk shall enter on said books the new names registered, and the said registration books shall be considered public records, and shall at all times be open to inspection of the public, and any person shall be entitled to have made copies of the said books—

Which motion was rejected—yeas 19; nays 44.

On motion of Mr. WADDILL, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Borum, Curlett, Faulcon, Gills, Hurt, Hylton, McCandlish, McClintic, Mathews, Mauck, Moss, Southworth, Thorne, Waddill, Webb, and Wise—19.

NAYS—Messrs. Speaker, Arnold, Bohannon, Bolen, Buchanan, Cardwell, Chalmers, Cornett, Crismond, Dabney, Dickenson, Downing, Dunlop, Dupuy, Echols, Fentress, Figgat, L. D. Fulkerson, Hay, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Miller, Munford, Oglesby, Pollard, Rice, Roberts, Ryan, Saunders, Schoolfield, Sebrell, Smith, Taliaferro, Tavanner, Terry, Wescott, and Wilkins—44.

On motion of Mr. WADDILL, the bill was amended by striking out the word "ten" in line 10, section 13, and inserting the word "sixty."

On motion of Mr. WADDILL, the bill was amended by adding at end of 13th section as proposed to be amended, the following: "and the said registrars shall place the books in the hands of the judges

of election not later than sunrise on the morning of election day, and for failure so to do, shall be liable to a fine of \$30, recoverable before a justice of the peace, and any registrar who willfully fails to place his registration books in the hands of the judges of election by sunrise of the morning of election, shall be deemed guilty of a misdemeanor, and on conviction thereof, shall be imprisoned in the county jail not less than six nor more than twelve months and be fined not less than \$20 nor more than \$100."

The bill, as amended, was ordered to be engrossed to be read a third time.

Mr. FRANKLIN moved to reconsider the vote by which the bill was ordered to be engrossed; which motion was rejected.

On motion of Mr. ECHOLS, the House adjourned until to-morrow at 11 o'clock, A. M.

WEDNESDAY, FEBRUARY 24, 1886.

On motion of Mr. TERRY, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, February 23, 1886.

The Senate have indefinitely postponed House bill entitled an act to provide for the deposit of State funds in certain cases, No. 302.

They have passed, with amendments, House bills entitled an act to amend and re-enact the 1st section of chapter 50, Extra Session Acts, 1884, in relation to records in the clerk's office of Rockingham county, No. 226; an act to increase the compensation of P. W. Reherd, treasurer of Rockingham county, for collecting the uncollected revenue of said county for the year 1885, No. 357; an act in relation to the removal of causes and to repeal chapter 170 of the Code of 1873, and all acts amendatory thereof, No. 25; and an act to amend and re-enact section 2, chapter 147, Code of 1879, in relation to small claims, No. 180.

They have passed House bills entitled an act to amend the charter of South Boston, Va., No. 335; an act for the relief of James Wray, No. 258; an act for the relief of William S. Wilkinson, No. 192; and an act to incorporate the Grange camp association of Northern Virginia, No. 26.

They have agreed to the amendments proposed by the House of Delegates to the following Senate bills entitled an act to incorporate the town of Broadway, in the county of Rockingham, and to repeal chapter 246 of the Acts of 1879-80, approved March 9, 1880, entitled an act to incorporate the town of Broadway, in Rockingham county, No. 144; and an act to amend and re-enact sections 1 and 4

of an act to incorporate the Salem and Southwestern railroad company, approved February 20, 1884, No. 135.

They have passed Senate bills entitled an act to define and punish barratry, No. 317; an act to prescribe a limitation to the period within which a petition may be filed or other proceeding had or instituted to try the question as to whether any paper in print, writing, engraving, or lithographing, purporting to be a coupon detached from or attached to any bond of the State of Virginia is a genuine legal coupon, No. 314; an act to prescribe a fence law for the district of Red Bank, and a part of the district of Black Walnut, in the county of Halifax, No. 378; an act to allow W. F. Grizzle, treasurer of Dickenson county, further time to return list of insolvents and delinquents, No. 247; an act to provide for a reassessment of lands in the county of Page that have been injured by freshets since the general assessment of 1885, No. 382; an act to prescribe the penalty of the bond of the treasurer of Petersburg to secure the State revenue and to require weekly settlements of such treasurer, No. 358; an act to allow the treasurer of Lunenburg county to file an amended list of delinquent land and property taxes for the years 1883 and 1884, No. 246; an act to refund to Charles H. Page certain taxes paid by him, &c., No. 249; an act to give the city of Richmond control of the Broad-street road from the corporation line to its intersection with the boulevard leading to the new reservoir, No. 427; an act for the protection of game in the county of Henrico, No. 382; an act for the relief of H. S. Bowen and others, sureties of John Thompson, deceased, late treasurer of Tazewell county, No. 124; an act to provide for the payment of Maryus Jones, Esq., attorney-at-law, for a fee for services rendered the State, No. 337; an act to create a commission to ascertain and settle the true boundary line between the counties of Alleghany, in the State of Virginia, and Monroe, in the State of West Virginia, and to prescribe the powers and duties thereof, No. 301; and an act to authorize Joseph E. Brodwater to construct a bridge across Muddy creek, in Accomac county, No. 397.

In which amendment and bills they respectfully request the concurrence of the House of Delegates.

Nos. 357, 226, 180, and 25. House bills, were placed on the calendar, the rule having been suspended on motions severally made requiring their reference to a committee.

Nos. 246, 382, 378, and 358. Senate bills were read twice and placed on the calendar, the rule having been suspended on motions severally made requiring their reference to committees.

Nos. 388, 124, 249, and 247. Senate bills, were read twice and referred to the committee on finance.

Nos. 397 and 427. Senate bills, were read twice and referred to the committee on counties, cities and towns.

Nos. 314 and 317. Senate bills, were read twice and referred to the special committee on the public debt.

No. 301. Senate bill, was read twice and referred to the committee for courts of justice.

No. 332. Senate bill, was read twice and referred to the committee on propositions and grievances.

No. 418. House bill to authorize the council of the city of Richmond to establish and maintain a house of reformation and work-house, reported from the committee on asylums and prisons, was read a first time.

No. 419. House bill to allow Wat. T. Seawell, of the county of Gloucester, to erect a pier or wharf in said county for the purpose of shipping oysters, &c., reported from the committee on counties, cities and towns, was read a first time.

No. 261. Senate bill entitled an act to amend and re-enact section 11 of an act approved February 14, 1884, entitled an act to provide for the manner of choosing registrars and judges, and clerks of election for the several counties and cities of the commonwealth, and to repeal sections 8 and 24 of chapter 8, and sections 2 and 3 of chapter 7, of the Code of 1873, was reported from the committee on privileges and elections.

No. 286. Senate bill entitled an act to allow the school trustees of Red Bank district, Halifax county, to expend surplus funds in school houses, was reported from the committee on schools and colleges.

No. 420. House bill to amend section 31, of an act entitled an act to amend and re-enact an act entitled an act prescribing the duties, powers, liabilities, and compensation of certain county officers, providing for the collection of taxes, and for the repeal of chapters 37 and 46, Code of 1873, approved March 29, 1875, as amended by an act approved March 29, 1876, amending sections 15 and 30, and by an act approved the same day amending section 47, and by an act approved March 20, 1877, and by an act approved April 2, 1877, amending the 18th and 20th sections, and by an act approved on the same day amending the 30th section, and by three several acts approved March 12, 1878, amending the 7th, 6th, and 29th sections of said first mentioned act, and to repeal all acts and parts of acts inconsistent herewith, approved April 1, 1879, reported from the committee on finance, was read a first time.

No. 422. House bill to amend and re-enact section 9, of an act entitled an act to amend and re-enact the Act of Assembly passed 15th January, 1867, entitled an act to incorporate the Charlottesville and University railroad company, and the act amending the same approved March 6, 1871, approved January 12, 1886, reported from the committee on roads and internal navigation, was read a first time.

Mr. HYLTON, under a suspension of the rule, presented,

No. 421. House bill to repeal all laws for the protection of fish, so far as they apply to the county of Floyd, which was read a first time.

Mr. BUCHANAN offered the following resolution :

Resolved, That so much of the order fixing the time of meeting at 10 o'clock be rescinded, and that hereafter this House meet at 10 o'clock."

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. BUCHANAN moved to reconsider the vote by which the resolution was agreed to, which motion was rejected.

On motion of Mr. DOWNING,

Resolved, That no member be allowed to speak on the local bill longer than five minutes, nor more than once without unanimous consent of the House.

The morning hour having expired, the House proceeded to the business on the calendar.

H. 213. House bill to amend and re-enact section 7, of an act approved March 6, 1882, entitled an act to pay to the public free schools the money set apart by the constitution and laws for their benefit, and to repeal chapter 248, of Acts of 1877-8, and chapter 177, of Acts of 1878-9, was, on motion of Mr. HAY, taken up out of its order on the calendar.

On motion of Mr. HAY, the bill was made a special and continuing order for to-morrow, at 12 o'clock, M.

H. 352. House bill to provide a special court of appeals, was, on motion of Mr. HAY, taken up out of its order on the calendar.

On motion of Mr. HAY, the bill was made a special and continuing order for to-morrow, at 12:30 o'clock, P. M.

H. 82. House bill for the relief of clerks of courts, banks, &c., was, on motion of Mr. HAY, made a special continuing order for to-morrow, at 1:30 o'clock, P. M.

H. 81. House bill to provide for the payment of a judgment recovered by Madison Flannagan, against the board of directors of the Central lunatic asylum of Virginia, was, on motion of Mr. MILLER, taken up out of its order on the calendar.

On motion of Mr. MILLER, the bill was made a special and continuing order for to-morrow, at 11 o'clock, P. M.

H. 180. House bill entitled an act to amend and re-enact section 147, Code of 1873, in relation to warrants for small claims, was, on motion of Mr. TERRY, taken up out of its order on the calendar.

The amendment of the Senate was agreed to.

On motion of Mr. ECHOLS, the House proceeded to the consideration of Senate bills.

The following Senate bills were read a third time and passed:

S. 173. Senate bill entitled an act to incorporate the St. Mary's Hospital and Social Union.

S. 145. Senate bill entitled an act to incorporate the James Ham Lodge, No. 1468, Grand United Order of Odd Fellows.

S. 316. Senate bill entitled an act to define and punish cham-

No. 24. Senate bill entitled an act to amend and re-enact section 17, of chapter 352, of the Acts of 1883-4, in relation to providing for the working and repairing of public roads and bridges.

No. 182. Senate bill entitled an act to amend and re-enact sections 51, 76, 77, and 78, of the charter of the city of Richmond, in relation to the collection of taxes.

No. 255. Senate bill entitled an act to incorporate the Wythe and Grayson telephone company.

No. 375. Senate bill entitled an act to authorize the board of commissioners of Leesburg district, in Loudoun county, to make an additional levy for road expenditure, not exceeding five hundred dollars.

No. 377. Senate bill entitled an act to authorize the authorities of the city of Winchester to establish water-works, and to incur a debt for that purpose.

No. 26. Senate bill entitled an act to regulate the practice of dentistry.

No. 245. Senate bill entitled an act to give to each stockholder a vote for each share he holds in incorporated companies.

No. 165. Senate bill entitled an act to authorize the Seaboard and Roanoke railroad company to make contracts for the use and operation or lease of connecting lines, and conferring certain other additional powers on said company.

Mr. DUNLOP moved to reconsider the vote by which the bill was passed.

On motion of Mr. POLLARD, the motion to reconsider was passed by.

No. 33. Senate bill entitled an act to amend and re-enact the first section of an act for the protection of fish in New river and its tributaries.

On motion of Mr. DARST, the bill was amended by striking out, "provided further, that the provisions of this section shall not apply to Grayson, Carroll, and Montgomery counties."

The bill was ordered to its third reading.

Special order, No. 98. House bill to provide for submitting the question of liquor license to the qualified voters of the several counties, corporations and magisterial districts of the State, came up.

Mr. MARTIN moved to amend the substitute of the Senate by striking out in 2d and 3d lines of section 4, the words: "and that a majority of the number of votes cast at the next preceding general election;" which motion was agreed to.

Mr. POLLARD moved to amend the bill by striking out in 10th and 11th lines of section 4, the words: "and said majority of the number of voters cast at the next preceding general election;" which motion was agreed to—yeas 66; nays 20.

On motion of Mr. HOGG, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Black, Bohannon, Borum, Brown, Buchanan, Cornett, Curlett, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Figgat, Franklin, Gills, Goad, Holladay, Huffman,

rt, Hylton, C. F. Jordan, Wm. H. Jordan, W. I. Jordan, Lawson, Leftwitch, htner, Lockett, Loving, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, ss, Munford, Nance, Noblin, Payne, Peters, Pollard, Porter, Powell, Roberts, w, Ruggles, Schoolfield, Southworth, Taliaferro, Tavenner, Terry, Thorne, Tillar, ner, Waddill, Webb, Wescott, Wilkins, and Wise—66.

AYS—Messrs. Speaker, Burks, Cardwell, Chalmers, Crismond, Dabney, Fentress, am Fulkerson, Hay, Hoge, Johnson, Patton, Reid, Ryan, Saunders, Sebrell, elds, Starke, Stribling, and Van Doran—20.

On motion of Mr. POLLARD, the bill was amended by striking out lines 5 and 6, of section 5, the words: "and said majority indes a majority of the number of votes cast at the next preceding ernal election."

Mr. POLLARD moved to amend the bill by striking out of section he words: "wines or;" which motion was rejected—yeas 38; s 48.

On motion of Mr. MARTIN, the vote was recorded as follows:

EAS—Messrs. Speaker, Addington, Arnold, Brown, Buchanan, Cardwell, Cor-, Crismond, Dabney, Darst, Dickenson, Downing, Eastwood, Figgat, Goad, laday, W. H. Jordan, W. I. Jordan, Lawson, Leftwitch, Lockett, McCandlish, hews, Mauck, Miller, Nance, Noblin, O'Bannon, Peters, Pollard, Porter, Powell, r, Saunders, Taliaferro, Tillar, Van Doran, and Wescott—38.

AYS—Messrs. Acker, Bandy, Black, Bohannan, Borum, Carter, Chalmers, Chil-, Curlett, Dunlop, Dupuy, Echols, Faulcon, Fentress, Franklin, Abram Ful-on, L. D. Fulkerson, Harris, Hay, Hoge, Huffman, Hurt, Hylton, Johnson, itner, Loving, McClintic, Martin, Mayo, Moss, Oglesby, Patton, Reid, Rice, erts, Ruggles, Ryan, Schoolfield, Sebrell, Shields, Southworth, Starke, Terry, rne, Turner, Webb, Wilkins, and Wise—48.

Mr. STUART moved to amend the bill by inserting at the end of ion 8, the following: "provided that nothing in this act shall ly to cities or towns of 5,000 inhabitants of over"; which mo- was rejected—yeas 18; nays 73.

On motion of Mr. MAYO, the vote was recorded as follows:

EAS—Messrs. Speaker, Burks, Cardwell, Chalmers, Curlett, Downing, Dunlop, att, Hoge, Johnson, Patton, Porter, Ryan, Shields, Starke, Stribling, Taliaferro, Wilkins—18.

AYS—Messrs. Acker, Addington, Arnold, Bandy, Black, Bohannan, Borum, n, Buchanan, Carter, Childress, Cornett, Crismond, Dabney, Darst, Dicken- Dupuy, Eastwood, Echols, Faulcon, Fentress, Franklin, Abram Fulkerson, . Fulkerson, Gills, Goad, Harris, Hay, Holladay, Huffman, Hurt, Hylton, C. F. an, Wm. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, ng, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Moss, Miller, ford, Nance, Noblin, Oglesby, Peters, Pollard, Powell, Reid, Rice, Roberts, , Ruggles, Saunders, Schoolfield, Sebrell, Smith, Southworth, Tavenner, Terry, ne, Turner, Waddill, Webb, Wescott, and Wise—73.

Mr. MAYO moved to reconsider the vote by which the amendment rejected; which motion was rejected.

he question being on ordering the substitute of the Senate as nded, to its third reading, was put and decided in the affirmative— s 69; nays 18.

On motion of Mr. POLLARD, the vote was recorded as follows :

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Black, Bohannon, Borum, Buchanan, Carter, Childress, Cornett, Crismond, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Falcon, Fentress, Figgat, Franklin, Gills, Goad, Holladay, Huffman, Hurt, Hylton, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, McCandlish, McClintic, Martin, Mauck, Moss, Miller, Munford, Nance, Oglesby, Payne, Pollard, Porter, Powell, Rice, Roberts, Row, Ruggles, Schoolfield, Sebrell, Shields, Smith, Southworth, Stribling, Taliaferro, Tavenner, Terry, Thorne, Tillar, Turner, Waddill, Webb, Wescott, and Wilkins—69.

NAYS—Messrs. Speaker, Burks, Cardwell, Chalmers, Curlett, Dabney, Dunlop, Hay, Hoge, Johnson, Mathews, Patton, Peters, Reid, Ryan, Saunders, Starke, and Wise—18.

The amendments being presently engrossed, the substitute as amended was agreed to—yeas 72; nays 19.

On motion of Mr. POLLARD, the vote was recorded as follows :

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Black, Bohannon, Borum, Brown, Buchanan, Carter, Childress, Cornett, Crismond, Darst, Dickenson, Downing, Dupuy, Eastwood, Echols, Falcon, Fentress, Figgat, Franklin, L. D. Fulkerson, Gills, Goad, Holladay, Huffman, Hurt, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, McCandlish, McClintic, Martin, Mauck, Moss, Munford, Nance, Noblin, O'Bannon, Oglesby, Payne, Pollard, Porter, Powell, Rice, Roberts, Row, Ruggles, Schoolfield, Sebrell, Shields, Smith, Southworth, Stribling, Taliaferro, Tavenner, Terry, Thorne, Turner, Van Doran, Waddill, Webb, Wescott, Wilkins, and Wise—72.

NAYS—Messrs. Speaker, Burks, Cardwell, Chalmers, Curlett, Dunlop, Abram Fulkerson, Harris, Hay, Hoge, Johnson, Mathews, Mayo, Patton, Peters, Reid, Ryan, Saunders, and Starke—19.

Ordered, That Mr. DARST carry the bill to the Senate and request their concurrence in the amendments of the House.

Special order, No. 76. House bill to incorporate the Virginia pharmaceutical association, and to regulate the practice of pharmacy, and to guard the sale of poisons in the State of Virginia, came up.

The bill was read a third time and passed.

Ordered, That Mr. BLACK carry the bill to the Senate and request their concurrence.

Special order, No. 275. House bill to amend and re-enact section 62 of chapter 78, of the Code of 1873, in relation to providing text-books at cost for the children attending public schools, came up.

On motion of Mr. FULKERSON of *Washington*, the bill was postponed and ordered to be printed.

Special order, No. 123. House bill for the establishment of a State female normal school, came up.

Mr. ECHOLS moved to amend the bill by striking out the 9th section; which motion was agreed to.

Mr. ECHOLS moved to amend the bill by inserting after the word "appropriated," in line 1 of section 7, the words, "out of the appropriation of 1887 and annually thereafter;" which motion was rejected.

The hour of 2 o'clock, P. M. having arrived, the chair was vacated until 4 o'clock, P. M.

EVENING SESSION.

The chair was resumed at 4 o'clock, P. M.

The question being on ordering the bill to be engrossed to be read a third time, was put and decided in the negative—yeas 29; nays 46.

On motion of Mr. TERRY, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Black, Dunlop, Dupuy, Faulkner, Gills, C. F. Jordan, Wm. H. Jordan, Lightner, Loving, McCandlish, McClintock, Martin, Mathews, Mauck, Nance, Pollard, Rice, Row, Ruggles, Shields, Southworth, Tavenner, Tillar, Waddill, and Wise—29.

NAYS—Messrs. Speaker, Bohannon, Buchanan, Burks, Cardwell, Chalmers, Cort, Crismond, Dabney, Darst, Dickenson, Downing, Echols, Fentress, Figgatram, Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, Wm. I. Jordan, Lawson, Leftwich, Mayo, Miller, Munford, O'Bannon, Oglesby, Payne, Powell, Reid, Roberts, Ryan, Saunders, Schoolfield, Sebrell, Starke, Stribling, Taliaferro, Terry, Thorne, Wescott, and Wilkins—46.

The following House engrossed bills were read a third time and passed:

No. 304. House engrossed bill to amend and re-enact section 10 chapter 99, of the Code of 1873, in relation to wild game.

No. 229. House engrossed bill to make it lawful for the board of supervisors of New Kent and Charles City counties to levy for additional compensation for the county judges, &c.

No. 394. House engrossed bill to provide for the building of bridges and causeways, and the repairs thereof, and the opening, marking, and keeping in order the roads of the county of Charles.

No. 339. House engrossed bill relating to licensed warehousemen and others in the city and county of Norfolk, and the city of Portsmouth, the storage of property therewith, and making certain warehouse and other receipts negotiable.

On motion of Mr. JOHNSON, the title was amended by striking the words, "the city and county of Norfolk, and the city of Portsmouth," and inserting in lieu thereof the words "this State."

The following Senate bills were read a third time and passed:

No. 358. Senate bill entitled an act to prescribe the penalty of the clerk of the treasurer of Petersburg, to secure the State revenue, and to require weekly settlements of such treasurer.

No. 378. Senate bill entitled an act to prescribe a fence law for the district of Red Bank, and a part of the district of Black Walnut, in the county of Halifax.

No. 417. House bill to vest the State's interest in Vick's church, in Southampton county in trustees, for the use and benefit of the Methodist Episcopal church, south, was read a second time and ordered to be engrossed to be read a third time.

No. 420. House bill to amend section 81 of an act entitled an act to amend and re-enact an act entitled an act prescribing the duties,

powers, liabilities, and compensation of certain county officers, providing for the collection of taxes, and for the repeal of chapters 37 and 46, Code of 1873, approved March 29, 1875, as amended by an act approved March 29, 1876, amending sections 15 and 30, and by an act approved the same day amending section 47, and by an act approved March 20, 1877, and by act approved April 2, 1877, amending the 18th and 20th sections, and by an act approved the same day amending the 30th section, and by three several acts approved March 12, 1878, amending the 7th, 6th, and 29th sections of said first-mentioned act, and to repeal all acts and parts of acts inconsistent herewith, approved April 1, 1879, was, on motion of Mr. DABNEY, taken up out of its order on the calendar.

Mr. DABNEY moved that the bill be read a second time this day; which motion was agreed to, two-thirds in the House so determining—yeas 72; nays 1.

On motion of Mr. POLLARD, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Black, Bohannon, Buchanan, Burks, Cardwell, Chalmers, Childress, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgat, Abram Fulkerson, Gills, Goad, Hay, Hoge, Holladay, Huffman, Hurt, Hylton, Johnson, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, McClintic, Mathews, Mauck, Mayo, Moss, Miller, Munford, Oglesby, Payne, Pollard, Powell, Reid, Rice, Roberts, Row, Ruggles, Ryan, Saunders, Schoolfield, Sebrell, Shields, Southworth, Starke, Stribling, Taliaferro, Tavenner, Terry, Thorne, Van Doran, Wescott, Wilkins, and Wise—72.

NAYS—Mr. Waddill—1.

The bill was read a second time and ordered to be engrossed to be read a third time.

The SPEAKER laid before the House a communication from the governor as follows:

COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND, *February 24, 1886.*

To the General Assembly:

I have the honor to lay before your honorable bodies for such action as may seem judicious, the accompanying communication from Dr. J. J. Moran of Fairfax county, Va. I am informed that Dr. Moran was appointed the special agent of Virginia in this matter by Governor Holladay, and has been acting in that capacity since.

FITZHUGH LEE.

The communication together with the letter from Dr. J. J. Moran, was referred to the committee on finance.

No. 365. House bill to provide for a reassessment of lands and lots in the county of Wythe.

The question being on ordering the bill to be engrossed to be read a third time, was put and decided in the negative.

Mr. OGLESBY entered a motion to reconsider the vote by which the House refused to engross the bill.

Mr. STUART moved to reconsider the vote by which No. 352. House bill to provide a special court of appeals, was made a special and continuing order for to-morrow at 12:30 o'clock, P. M.; which motion was agreed to.

On motion of Mr. STUART, the bill was taken up out of its order in the calendar.

The bill was read a second time.

Mr. MARTIN moved to amend the bill by striking out in lines 2, 4 and 5 of section 9, the words: "the docket of the supreme court of appeals at Richmond has been reduced to fifty cases and cases referred to the special court of appeals have been fully disposed of," and inserting in lieu thereof "and until the supreme court of appeals shall enter on record that the existence of said court is no longer necessary"; which motion was rejected.

Mr. WADDILL moved to amend the bill by striking out in the 1st section the words "joint vote of the two houses of the General Assembly" and inserting "supreme court of appeals;" which motion was rejected.

Mr. FRANKLIN moved that the House do now adjourn; which motion was rejected—yeas 17; nays 45.

On motion of Mr. FRANKLIN, the vote was recorded as follows:

YEAS—Messrs. Acker, Bandy, Faulcon, Franklin, Gills, Hurt, Leftwitch, McClintock, Martin, Mathews, Mauck, Nance, Southworth, Thorne, Turner, Waddill, and Wise—17.

NAYS—Messrs. Speaker, Arnold, Bohannon, Buchanan, Burks, Cardwell, Corbett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Goad, Hay, Holladay, Huffman, Johnson, C. F. Jordan, Lightner, Miller, O'Bannon, Oglesby, Payne, Pollard, Powell, Reid, Row, Saunders, Schoolfield, Sebrell, Shields, Starke, Stribling, Taliaferro, Terry, Van Wagon, Wescott, and Wilkins—45.

Mr. MILLER moved the pending question, which was ordered.

Mr. WADDILL moved that the House do now adjourn; which motion was rejected—yeas 10; nays 46.

On motion of Mr. WADDILL, the vote was recorded as follows:

YEAS—Messrs. Acker, Bandy, Faulcon, Gills, Mauck, Nance, Southworth, Turner, Waddill, and Wise—10.

NAYS—Messrs. Speaker, Black, Bohannon, Buchanan, Burks, Cardwell, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Franklin, Goad, Hay, Holladay, Huffman, Hylton, Jones, C. F. Jordan, Lawson, Leftwitch, Lightner, Martin, Mathews, Miller, Oglesby, Payne, Powell, Reid, Row, Saunders, Schoolfield, Sebrell, Shields, Taliaferro, Terry, Wescott, and Wilkins—46.

The question being on ordering the bill to be engrossed to be read a third time, was put and decided in the affirmative.

On motion of Mr. STUART, the House adjourned until to-morrow at 10 o'clock, A. M.

THURSDAY, FEBRUARY 25, 1886.

On motion of Mr. MAYO, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, February 24, 1886.

The Senate have agreed to the amendments proposed by the House of Delegates to Senate bills entitled an act for the repeal of game laws as they apply to the counties of Dinwiddie, Sussex, and Greenesville, No. 232; an act to amend and re-enact and act to repeal the act passed January 26, 1866, relating to fences, so far as said act applies to Little Mill election district, in the county of Sussex, approved March 7, 1884, No. 320; and an act to amend and re-enact sections 3 and 8 of an act approved August 23, 1884, entitled an act to amend and re-enact sections 3 and 8 of an act approved March 7, 1884, entitled an act to amend and re-enact the charter of the town of North Danville, No. 355.

They have agreed to the amendments proposed by the House of Delegates to Senate substitute for House bill entitled an act to provide for submitting the question of liquor license to the qualified voters of the several counties, corporations, and magisterial districts of the State, No. 98.

In Senate, February 23, 1886.

The Senate have passed Senate bills entitled an act to allow the city of Fredericksburg to supply gas or electric light for use of said city and to issue bonds of the city to effect said purpose, No. 408; and an act to authorize the treasurer of Rockingham county to collect certain taxes, levies, &c., accounted for by the late treasurer of said county and remaining uncollected, No. 421; in which bills they respectfully request the concurrence of the House of Delegates.

No. 408. Senate bill, was read twice and placed on the calendar, the rule having been suspended on motion of Mr. HOLLADAY, requiring its reference to a committee.

No. 421. Senate bill, was read twice and referred to the committee on finance.

No. 439. Senate bill entitled an act to regulate the printing and binding of the Virginia supreme court reports, and to amend and re-enact section 7 of chapter 162, of the Code of 1873, as amended by an act approved March 17, 1884, was read twice and referred to the committee for courts of justice.

The following Senate bills were reported from the special committee on the public debt:

No. 314. Senate bill entitled an act to prescribe a limitation to the period within which a petition may be filed, or other proceeding had instituted to try the question as to whether any paper in print, writing, engraving, or lithographing, purporting to be a coupon detached from or attached to any bond of the State of Virginia, is a valid legal coupon.

No. 317. Senate bill entitled an act to define and punish bribery.

No. 310. Senate bill entitled an act to authorize the governor, in relation of the transactions of delinquent officers and the State institutions, to employ an expert accountant, &c., was reported from committee on finance with the recommendation that it do not pass.

On motion of Mr. HAY,

Resolved, (the Senate concurring,) That the two houses proceed to-day, at one o'clock, P. M., to the election of a judge for the sixth judicial circuit.

Ordered, That Mr. HAY carry the concurrent resolution to the Senate and request their concurrence.

A message was received from the Senate by Mr. HEATON, who informed the House that the Senate had agreed to the concurrent resolution.

Mr. POLLARD offered the following resolution :

Whereas, it is represented by J. J. Moran, one of the special agents appointed by F. W. M. Holliday, late governor of Virginia, to collect from the United States money due the commonwealth, that some person representing himself as an agent of Virginia, has drawn from the United States treasury the sum of forty-one thousand hundred and fifty-seven dollars and thirty-seven cents, not a dollar of which has been paid over to the State; therefore, Resolved, That the committee on finance be instructed to inquire whether such representation is true, and for the purpose of making an inquiry, the said committee is authorized to send for persons and papers, and to report by bill or otherwise.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

On motion of Mr. FIGGAT,

Resolved, That hereafter speeches on all questions be limited to ten minutes, and that no member be allowed to speak more than once on the same subject, unless by consent of the House.

The following were presented and referred under rule 37:

By Mr. SHIELDS: A bill to re-enact sections 37 and 56 of the act for the assessment of taxes on persons and property, approved March 15, 1884. Referred to the committee on finance.

By Mr. STARKE: A bill to amend an act approved February 5, 1883, entitled an act to amend an act to incorporate the Richmond Theological seminary of the city of Richmond and to amend the title thereof. Referred to the committee on schools and colleges.

By Mr. CHALMERS: Petition of the supervisors of Isle of Wight county on subject of delinquent lands, &c. Referred to the committee on finance.

The committee on enrolled bills report that the governor has approved the following acts:

An act to incorporate the Chicago, Parkersburg, and Norfolk railroad company.

An act for the relief of Charles Gee from a fine imposed by the county court of Prince George county.

An act to incorporate the Bland county high school, in the town of Seddon, and to create a sub-school district in Bland county, and for other purposes.

An act to authorize the authorities of the city of Winchester to establish water-works and to incur a debt for that purpose.

An act to refund to A. R. Green, treasurer of Halifax county, the amount of costs paid by him in a suit resisting the payment of coupons for State taxes.

An act to incorporate the Lynchburg and Southwest railroad company.

An act to authorize a board consisting of the attorney-general, secretary of the commonwealth, auditor of public accounts, second auditor and treasurer, to allow to tax collecting officers, losses and expenses incurred in collecting or attempting to enforce or settle taxes due the commonwealth.

An act to allow the treasurer of Lunenburg county to collect by levy certain tax bills not returned delinquent.

An act providing for working and keeping in order the public roads of Nansemond county and for levying the necessary tax for said purposes.

An act to incorporate the Richmond and Alleghany aid association.

An act to incorporate Alleghany institute.

An act to submit the question of increasing the levy for district school purposes to the qualified voters of Monterey and Stonewall school districts of Highland county.

An act to provide for the deposit of State funds in certain cases.

An act to incorporate the Rockbridge savings bank.

An act to incorporate the Virginia boom and log company.

An act to amend and re-enact sections 2, 6, 9, and 12 of an act entitled an act to incorporate the Atlantic and Danville narrow gauge railroad company, approved April 21, 1882, and also to amend the title of said act.

An act to amend and re-enact sections 6 and 7 of chapter 177, of the Acts of Assembly of 1883-84, entitled an act to amend and re-enact the charter of the Farmville and Staunton railroad company.

An act to incorporate the Culpeper, Sperryville, Washington, and Front Royal telephone company.

An act to incorporate the trustees of Minnehaha lodge independent order of Good Templars.

Senate joint resolution to authorize the governor to take such proceedings as may be necessary to fix the boundary line between Virginia and Tennessee.

An act to provide for a new registration of voters for the city of Fredericksburg.

An act to allow Robert A. Atkinson to erect a pier or wharf on Chesapeake river, in the county of Isle of Wight.

An act to authorize the school trustees of Brentsville district, in Prince William county, to sell two school houses in said district.

An act to confer upon the council of the town of Danville authority to build, purchase, repair, and keep up a free bridge or free bridges across Dan river, and to confer upon the said corporation power to increase its bonded indebtedness for public improvements.

An act to authorize the town of Warrenton to erect water-works and to borrow money therefor.

An act to authorize the superintendent of public instruction to occupy the chapel and recitation room of the Institution for the deaf, dumb and blind, at Staunton, Va., for summer normals.

An act to incorporate the town of Pulaski City, in Pulaski county.

An act to empower the mayor and town council of the town of West Point to borrow money and issue bonds therefor.

An act to provide for the appointment of a special constable to execute process, civil and criminal, in the county of Fauquier.

An act to incorporate the James river and North Carolina railroad company.

An act to amend and re-enact an act entitled an act to amend section 12 of an act to provide for the division of school districts, and appointment of school directors, approved March 7, 1878, approved March 3, 1879.

An act for the relief of the Lutheran church and congregation of Madison county.

An act to authorize the board of supervisors of Warren county to borrow forty thousand dollars to pay off bonds on account of subscription to Manassas Gap railroad company.

On motion of Mr. MAYO, the House proceeded to the consideration of Senate bills.

The following Senate bills were read the third time and passed :

S. 256. Senate bill entitled an act to incorporate the Mendota Moccasin turnpike company.

S. 84. Senate bill entitled an act to prescribe the penalty of the collector of treasurer of Lynchburg to secure the State revenue and to require weekly settlements of such treasurer.

S. 47. Senate bill entitled an act to provide for the payment of money into the treasury by check or certificate of deposit.

No. 398. Senate bill entitled an act to authorize the treasurer of Augusta county to carry forward certain unproductive balances on county levies, &c.

No. 174. Senate bill entitled an act to allow the district school board of Millboro district, in the county of Bath, to use a portion of the district school fund for the purpose of paying teachers.

No. 282. Senate bill entitled an act to authorize the county court of Dinwiddie county to order the purchase of additional land for courthouse purposes.

No. 289. Senate bill entitled an act to give authority to the Gloucester charity school to sell real estate in Gloucester county.

No. 33. Senate bill entitled an act to amend and re-enact the first section of an act for the protection of fish in New river and its tributaries, approved December 1, 1884.

No. 298. Senate bill entitled an act to pay William Taylor, treasurer of the county of Henrico, certain amounts advanced by him in coupon suits against him as treasurer—yeas 74.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Black, Bohannon, Bolen, Borum, Burks, Cardwell, Chalmers, Cornett, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Fentress, Franklin, Gills, Goad, Harris, Hay, Holladay, Hylton, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Moss, Miller, Munford, Noblin, Patton, Payne, Pollard, Porter, Reid, Rice, Roberts, Row, Ruggles, Ryan, Saunders, Schoolfield, Sebrell, Smith, Southworth, Stribling, Taliaferro, Tavenner, Thorne, Tillar, Turner, Webb, Wescott, Wilkins, and Wise—74.

No. 171. Senate bill entitled an act to authorize the sale of the Moffet registers belonging to the State—yeas 73 ; nays 1.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Acker, Addington, Arnold, Bandy, Black, Bohannon, Bolling, Borum, Brown, Buchanan, Cardwell, Carter, Chalmers, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Fentress, Goad, Hay, Holladay, Huffman, Hylton, Johnson, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mallory, McClintic, Mathews, Mauck, Moss, Miller, Noblin, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ruggles, Ryan, Saunders, Schoolfield, Sebrell, Smith, Southworth, Taliaferro, Tavenner, Terry, Thorne, Tillar, Webb, Wescott, and Wise—73.

NAYS—Mr. Martin—1.

No. 201. Senate bill entitled an act to provide payment to E. C. Burks for services rendered the commonwealth as counsel in behalf of the State in the case of Thomas Branch & Co. against the commissioners of the sinking fund—yeas 58 ; nays 20.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, Hay, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner,

ett, Loving, Mallory, Moss, Miller, Munford, Oglesby, Patton, Pollard, Porter, Reid, Rice, Roberts, Row, Saunders, Schoolfield, Sebrell, Smith, Starke, Taliaferro, Tavenner, Terry, Tillar, Wescott, and Wilkins—58.

vs—Messrs. Acker, Addington, Bandy, Borum, Faulcon, Franklin, Gills, Hyl, V. H. Jordan, McCandlish, McClintic, Martin, Mauck, Nance, Ruggles, South, Thorne, Waddill, Webb, and Wise—20.

275. Senate bill entitled an act to require quarterly reports made to the governor by the heads of departments and other agencies.

386. Senate bill entitled an act to provide for a new registration in the county of Stafford.

181. Senate bill entitled an act to incorporate the consolidated ttor company of Alexandria, Washington and Georgetown.

120. Senate bill entitled an act for the relief of John C. mas and others of Mathews county, Va.—yeas 65.

ie vote required by the constitution was recorded as follows :

as—Messrs. Speaker, Addington, Black, Bohannon, Bolling, Borum, Buchanan, vell, Cornett, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunastwood, Echols, Faulcon, Fentress, Franklin, Abram Fulkerson, Gills, Haray, Holladay, Huffman, Hurt, Johnson, W. H. Jordan, Wm. I. Jordan, Laweftwitch, Lightner, Lockett, Loving, Mallory, McCandlish, Martin, Mathews, k, Miller, Nance, Payne, Peters, Pollard, Porter, Roberts, Row, Saunders, lfied, Sebrell, Shields, Smith, Southworth, Starke, Taliaferro, Tavenner, , Thorne, Turner, Waddill, Wescott, Wilkins, and Wise—65.

118. Senate bill entitled an act for the protection of game in ounty of Halifax.

382. Senate bill entitled an act to provide for a reassessment nds in the county of Page that have been injured by freshets the general assessment of 1885.

261. Senate bill entitled an act to amend and re-enact section an act approved February 14, 1884, entitled an act to provide ie manner of choosing registrars and judges and clerks of elecfor the several counties and cities of the commonwealth, and peal sections 8 and 24 of chapter 8, and sections 2 and 3, of ter 7, of the Code of 1873.

408. Senate bill entitled an act to allow the city of Fredeburg to supply gas or electric light for use of said city, and to bonds of the city to effect said purpose.

317. Senate bill entitled an act to define and punish barratry, up.

. WADDILL moved to amend the bill by striking out all after eto" in 8th line of 2d section to end of section, and inserting : n it shall be the duty of the said court to recognize said witss to appear before the next regular grand jury to give evidence an indictment for barratry to be preferred against such party, ny party adjudged guilty of barratry shall, upon conviction of, be fined not less than \$50 nor more than \$200"; which moas rejected.

e bill was read a third time and passed.

No. 246. Senate bill to allow the treasurer of Lunenburg county to file an amended list of delinquent land and property taxes for the years 1883 and 1884, was read a third time and dismissed.

Mr. MATHEWS entered a motion to reconsider the vote by which the bill was dismissed.

Special order, No. 82. House bill for the relief of clerks of courts, banks, etc., came up.

The bill was read a second time and ordered to be engrossed to be read a third time.

The hour of 11 o'clock A. M. having arrived, special order,

No. 81. House bill to provide for the payment of a judgment recovered by Madison Flanagan against the board of directors of the Central lunatic asylum of Virginia, came up.

Mr. MILLER moved to amend the bill by inserting after the word "cents" in line 6 of section 1, the following: "with interest from the 19th day of January, 1884, and \$113 27 costs"; which motion was rejected.

The question being on ordering the bill to be engrossed to be read a third time, was put and decided in the affirmative—yeas 54; nays 13.

On motion of Mr. MILLER, the vote was recorded as follows:

YEAS—Messrs. Speaker, Addington, Arnold, Black, Bohannon, Bolen, Bolling, Borum, Brown, Buchanan, Cardwell, Carter, Chalmers, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Figgat, Gills, Harris, Hay, Jones, W. H. Jordan, Wm. I. Jordan, Lawson, Lightner, Malory, McClintic, Moss, Miller, Noblin, Patton, Peters, Pollard, Powell, Rice, Roberts, Row, Saunders, Schoolfield, Smith, Starke, Stribling, Taliaferro, Tavenner, Webb, and Wescott—54.

NAYS—Messrs. Acker, Burks, Cornett, Goad, Holladay, Hylton, Leftwitch, Martin, Mauck, Porter, Sebrell, Southworth, and Wise—13.

No. 48. Senate bill entitled an act for the relief of Robert M. Hutchinson and George R. Land, administrators of Samuel G. Farrar, late treasurer of the county of Mecklenburg.

The first amendment proposed by the committee on finance as follows: strike out the words "eighteen hundred and eighty-one" in line 5 of preamble, was agreed to.

The second amendment proposed by the committee on finance as follows: in section 1 strike out all after the word "eighty-six" in line 8 to the end of the section, was agreed to.

The bill, as amended, was ordered to its third reading.

No. 130. Senate bill entitled an act to amend and re-enact an act approved December 1, 1884, entitled an act to amend and re-enact an act approved March 17, 1884, entitled an act for the relief of the sureties of Charles W. Walker, late treasurer of Giles county.

On motion of Mr. DARST, the bill was amended by inserting as an independent section to come in after the first section, the following:

Section 2. Be it further enacted, That the sureties of any deputy of C. W. Walker, as such late treasurer, who may be in arrears to C. W. Walker on account of any default of said deputy for failure in collecting and paying over any taxes placed in his hands for collection, shall be entitled to the benefit of the relief afforded by this act, and it shall be lawful for said sureties of such deputy to pay to the State the bonds referred to in the preceeding section, which, when so paid, shall be placed to the credit of the said sureties of said C. W. Walker as treasurer therein, and the said sureties of such defaulting deputy shall therefore be entitled to credit for the amount of the bonds so paid as aforesaid.

The bill, as amended, was ordered to its third reading.

No. 78. Senate bill entitled an act to provide compensation of witnesses regularly summoned before grand juries, was read a third time and rejected—yeas 36; nays 26.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Addington, Bandy, Borum, Brown, Chalmers, Curlett, Darst, Dickenson, Dupuy, Echols, Faulcon, Franklin, Gills, Hay, Hoge, Holladay, Hylton, H. Jordan, Lawson, Leftwitch, Mallory, McClintic, Mathews, Moss, Miller, Pollard, Nance, Oglesby, Reid, Southworth, Tavenner, Terry, Thorne, Turner, Wescott, and Wilkins—36.

NAYS—Messrs. Acker, Arnold, Black, Bohannon, Cornett, Downing, Eastwood, Fentress, Figgat, Goad, Lightner, Lockett, McCandlish, Mauck, Noblin, Payne, Pollard, Porter, Rice, Roberts, Row, Ruggles, Saunders, Schoolfield, and Wescott—26.

The hour of 12 o'clock, M. having arrived, special order,

No. 275. House engrossed bill to amend and re-enact section 62 chapter 78, of the Code of 1873, in relation to providing textbooks at cost for the children attending the public schools, came up. The question being on the passage of the bill, was put and decided in the affirmative—yeas 46; nays 43.

On motion of Mr. WADDILL, the vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Brown, Buchanan, Burks, Cardwell, Carleton, Chalmers, Cornett, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Fop, Dupuy, Eastwood, Fentress, Figgat, Goad, Holladay, Huffman, Johnson, H. Jordan, Lawson, Leftwitch, Lockett, Moss, Miller, O'Bannon, Patton, Peters, Reid, Roberts, Row, Sebrell, Shields, Smith, Stribling, Taliaferro, Tavenner, Wescott, and Wilkins—46.

NAYS—Messrs. Acker, Addington, Bandy, Bohannon, Bolling, Borum, Echols, Fenton, Franklin, Abram Fulkerson, Gills, Harris, Hay, Hurt, Hylton, Jones, H. Jordan, Wm. I. Jordan, Lightner, Loving, Mallory, McCandlish, McClintic, Minn, Mathews, Mauck, Mayo, Nance, Noblin, Oglesby, Porter, Reid, Ruggles, S. Saunders, Schoolfield, Southworth, Starke, Thorne, Turner, Waddill, Webb, Wise—43.

On motion of Mr. FIGGAT, the title of the bill was amended by striking out the whole thereof, and inserting "to furnish text-books to the public free school scholars at cost."

Special order, No. 213. House bill to amend and re-enact section 6 of an act approved March 6, 1882, entitled an act to pay to the

public free schools the money set apart by the constitution and laws for their benefit, and to repeal chapter 248 of Acts of 1877-78, and chapter 177 of Acts of 1878-79, came up.

The bill was read a second time and ordered to be engrossed to be read a third time.

Special order, No. 352. House engrossed bill to provide a special court of appeals, came up.

The question being on the passage of the bill, was put and decided in the affirmative—yeas 52; nays 33.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Black, Bohannon, Brown, Cardwell, Carter, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Fentress, Figgat, Hay, Huffman, Johnson, Jones, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lockett, Loving, Mallory, Mayo, Miller, Munford, O'Bannon, Patton, Pollard, Porter, Powell, Reid, Rice, Row, Ruggles, Ryan, Saunders, Schoolfield, Shields, Smith, Starke, Stribling, Taliaferro, Tavenner, Terry, Wescott, and Wilkins—52.

NAYS—Messrs. Acker, Addington, Bandy, Bolling, Borum, Burks, Cornett, Curlett, Faulcon, Franklin, Gills, Goad, Holladay, Hurt, Hylton, W. H. Jordan, Lightner, McCandlish, McClintic, Martin, Mathews, Mauck, Nance, Oglesby, Peters, Roberts, Sebrell, Southworth, Thorne, Turner, Waddill, Webb, and Wise—33.

Ordered, That Mr. STUART carry the bill to the Senate and request their concurrence.

The hour of one o'clock, P. M. having arrived,

Ordered, That Mr. HAY inform the Senate that the House is ready on its part to proceed to the execution of the joint order having for its object the election of a judge of the sixth judicial circuit.

A message was received from the Senate by Mr. WINGFIELD, who informed the House that the Senate is ready on its part to proceed to the execution of the joint order.

Mr. HAY nominated Daniel A. Grimsley for judge of the sixth judicial circuit.

A message was received from the Senate by Mr. HEATON, who informed the House that Daniel A. Grimsley is in nomination before the Senate.

Ordered, That Mr. O'BANNON inform the Senate that Daniel A. Grimsley is in nomination before the House.

The roll was called with the following result :

For Daniel A. Grimsley, - - - 89

The vote was recorded as follows :

FOR DANIEL A. GRIMSLEY—Messrs. Speaker, Addington, Arnold, Bandy, Black, Bohannon, Bolling, Borum, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgat, Franklin, Abram Fulkerson, Gills, Goad, Harris, Hay, Hoge, Holladay, Huffman, Hurt, Hylton, Johnson, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mallory, McCandlish, Mathews, Mauck, Mayo, Moss, Miller, Munford, Nance, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Reid, Rice,

The committee subsequently, by their chairman, reported as follows:

Whole number of votes cast,	-	-	120
Necessary to a choice,	-	-	61
Daniel A. Grimsley received	-	-	120

The hour of 2 o'clock, P. M., having arrived, the chair was vacated at 4 o'clock, P. M.

EVENING SESSION.

o. 312. House bill to prohibit members of the General Assembly the judges and all salaried officers of the commonwealth from giving free railroad passes and complimentary tickets, was, on motion of Mr. BUCHANAN, taken up out of its order on the calendar.

Mr. ECHOLS moved to pass by the bill; which motion was agreed to—yeas 33; nays 31.

On motion of Mr. HAY, the vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Bandy, Curlett, Echols, Abram Fulkerson, Gills, Hoge, Hurt, C. F. Jordan, Wm. I. Jordan, Lightner, Loving, Mallory, McCandlish, McClintic, Mathews, Mauck, Mayo, Peters, Rice, Row, Saunders, Sebrell, Smith, Southworth, Starke, Taliaferro, Tavenner, Tillar, Turner, and Webb—33.

NAYS—Messrs. Arnold, Black, Bohannon, Brown, Buchanan, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Fentress, Figgat, Goad, Hay, Holladay, Huffman, Johnson, Lawson, Leftwitch, Miller, Munford, Payne, Pollard, Roberts, Ruggles, Ryan, Schoolfield, Thorne, and Wilkins—31.

No. 194. House bill to incorporate the Virginia mechanics institute and for other purposes, was, on motion of Mr. DUNLOP, taken up out of its order on the calendar.

On motion of Mr. DUNLOP, the bill was made a special and continuing order for to-morrow at one o'clock, P. M.

No. 185. House joint resolution extending the time to the Richmond and Alleghany railroad to place fish-ways across James river, was, on motion of Mr. STUART, taken up out of its order on the calendar.

The joint resolution was read a second time and ordered to be engrossed to be read a third time.

On motion of Mr. BUCHANAN, the House proceeded to the consideration of House engrossed bills.

The following House engrossed bills were read a third time and passed:

No. 337. House engrossed bill to amend and re-enact section 12 of an act entitled an act to authorize the board of supervisors of Nelson county to let to contract the public roads of said county and levy a tax to keep the same in order, approved March 4, 1884.

No. 318. House engrossed bill for the relief Thomas Spencer, administrator of W. E. Couch, late treasurer of Petersburg—yeas 67.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Arnold, Bandy, Black, Bohannon, Bolling, Borum, Brown, Buchanan, Burks, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgat, Gills, Goad, Hay, Hoge, Holladay, Hurt, Hylton, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Loving, Mallory, McCandlish, McClintic, Mathews, Mayo, Noblin, Payne, Peters, Pollard, Powell, Reid, Rice, Roberts, Row, Ruggles, Saunders, Schoolfield, Sebrell, Smith, Southworth, Starke, Taliaferro, Tavenner, Thorne, Tillar, Turner, Webb, and Wilkins—67.

No. 190. House engrossed bill for the relief of the securities of J. R. Richardson, late treasurer of Caroline county—yeas 56.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Addington, Arnold, Black, Bohannon, Bolling, Borum, Brown, Buchanan, Burks, Chalmers, Crismond, Curlett, Dabney, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgat, Abram Fulkerson, Gills, Goad, Hay, Holladay,

Iman, Johnson, Jones, C. F. Jordan, Lawson, Leftwitch, Lightner, Mallory, McDlish, Mathews, Mayo, Noblin, Payne, Peters, Pollard, Powell, Rice, Roberts, Ruggles, Schoolfield, Sebrell, Smith, Southworth, Starke, Taliaferro, Tavenner, ar, Turner, Wilkins, and Wise—56.

No. 362. House engrossed bill to charter the Clinch River railroad company.

No. 265. House engrossed bill for making and repairing divisions between coterminous land owners in the county of Amherst.

No. 307. House engrossed bill to amend and re-enact section 4 of charter of the New River and Chambers Valley railroad company.

No. 367. House engrossed bill for relief of C. W. Sullivan, treasurer of Montgomery county.

No. 397. House engrossed bill to provide for making of divisions between coterminous land owners in the county of Russell.

No. 378. House engrossed bill to authorize Lodge No. 20, Independent order of odd fellows in the town of Smithfield to borrow money to pay for repairs on their building.

No. 358. House engrossed bill to increase the corporation limits the town of Bowling Green in Caroline county.

No. 169. House engrossed bill to incorporate Ebenezer lodge No. 12 of the Grand united order of odd fellows of the city of Richmond.

No. 376. House engrossed bill to allow George W. Bishop and W. Smith to erect a wharf at Franklin city.

No. 398. House engrossed bill to repeal so much of the act to provide for keeping the paupers in the counties of Lee, Scott, Gray, Carroll, Floyd, Goochland, Bedford, Mathews, Rockingham and Amherst, approved March 12, 1878, and of all acts and parts of amendments thereof as refer to Goochland county.

No. 370. House engrossed bill to provide for a new assessment of real estate of Tanner's Creek magisterial district of Norfolk county.

No. 363. House engrossed bill to incorporate the Virginia railroad and transportation company.

No. 382. House engrossed bill to authorize and empower the Norfolk and Virginia Beach railroad company to exercise control over the lands sold at Virginia Beach for the proper regulation of drainage and other sanitary matters.

No. 278. House engrossed bill to incorporate the St. Paul foundation No. 8, united order of true reformers.

No. 355. House engrossed bill to give the consent of the State to purchase by the government of the United States of land in Alexandria county for the abutment of, and the necessary approaches to the bridge proposed to be constructed across the Potomac river or near the Three Sisters island—yeas 62.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Borum, Buchanan, Burks, 61

Chalmers, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Eastwood, Faulcon, Fentress, Figgat, Franklin, Abram Fulkerson, Gills, Goad, Hay, Holladay, Huffman, Hurt, Hylton, Johnson, Jones, C. F. Jordan, Lawson, Leftwich, Lockett, Mallory, McClintic, Mauck, Mayo, Miller, Munford, Noblin, Payne, Peters, Pollard, Powell, Rice, Roberts, Row, Ruggles, Ryan, Saunders, Schoolfield, Sebrell, Smith, Southworth, Taliaferro, Tavenner, Thorne, Turner, Waddill, Webb, and Wise—62.

On motion of Mr. THORNE, the title was amended by striking out "at or near Three Sisters island."

No. 387. House engrossed bill to amend and re-enact sections 2, 3, 4, 5, 7 and 9, of an act entitled an act to incorporate the Powell's fort mining company, approved March 14, 1878.

No. 401. House engrossed bill to incorporate the Appomattox Red House and Hot Creek railroad company.

No. 383. House engrossed bill to amend and re-enact section 2 of chapter 193 of the Code of 1873, in relation to the adulteration of food or drink.

No. 300. House engrossed bill for the further protection of fish in the county of Patrick.

No. 385. House engrossed bill to declare all dogs in the city of Richmond and in the county of Henrico to be deemed property in the meaning of the criminal law.

On motion of Mr. MILLER, the title was amended by inserting "and city of Manchester."

No. 412. House engrossed bill to enable the trustees of the Danville female academy to sell the real estate and academy building and turn over the proceeds of sale to the Ladies' benevolent society of Danville.

No. 161. House engrossed bill to authorize the district and county school boards to organize graded or intermediate schools in the counties of the commonwealth.

On motion of Mr. BURKS, the title was amended by inserting "Bedford and Lunenburg counties."

No. 94. House engrossed bill to amend the first section of an act entitled an act to amend the 1st and 3d sections of an act entitled an act to incorporate the Saltville and Coal Mine railroad company and to change the name to the Norfolk and Cincinnati railroad company, approved January 14, 1882, and to fix the point at which the said company may commence the construction of its road.

No. 211. House engrossed bill to amend and re-enact section 13 of chapter 158, of Acts of Assembly of 1883-84, in relation to choosing registrars and judges of elections, &c.

No. 340. House engrossed bill to authorize the board of supervisors of Shenandoah county to contract for keeping the roads and bridges of said county in repair and to assess taxes therefor.

No. 417. House engrossed bill to vest the State's interest in Vick's church, in Southampton, in trustees for the use and benefit of the Methodist Episcopal church, south—yeas 66.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Black, Borum, Buchanan, Chalmers, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Faulcon, Fentress, Figgat, Franklin, Gills, Goad, Hay, Hoge, Holladay, Huffman, Hurt, Johnson, C. F. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mallory, McClintic, Martin, Mathews, Mauck, Mayo, Moss, O'Bannon, Oglesby, Payne, Peters, Pollard, Powell, Roberts, Row, Saunders, Schoolfield, Sebrell, Smith, Southworth, Starke, Taliaferro, Tavenner, Terry, Thorne, Tillar, Turner, Waddill, Webb, Wescott, Wilkins, and Wise—66.

No. 338. House engrossed bill to amend and re-enact section 3 of an act approved March 9, 1880, as amended by an act approved March 18, 1884, in relation to wild game.

No. 351. House engrossed bill to incorporate the town of Cape Charles, in the county of Northampton.

No. 279. House engrossed bill to incorporate the Union State grand tabernacle of the improved order of Galelean Fishermen, No. 1, of the State of Virginia.

Mr. MILLER enters motions to reconsider the votes by which House bill No. 279 was passed and by which it was engrossed.

No. 324. House engrossed bill to provide for removing obstructions in Buffalo and Spring creeks, in Prince Edward county.

No. 231. House engrossed bill to amend section 2, chapter 171, Code of 1873, and the acts amendatory thereof, in regard to commissioners of courts.

No. 360. House joint resolution appropriating money to purchase flag for the capitol—yeas 51; nays 15.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Black, Bohannon, Bolling, Borum, Chalmers, Curlett, Darst, Dickenson, Eastwood, Echols, Faulcon, Fentress, Figgat, Franklin, Gills, Hay, Hoge, Huffman, Hylton, Johnson, Jones, McClintic, Martin, Mathews, Mauck, Mayo, Moss, Munford, Noblin, Payne, Peters, Pollard, Powell, Rice, Roberts, Row, Ruggles, Saunders, Smith, Southworth, Taliaferro, Tavenner, Thorne, Turner, Waddill, Webb, Wescott, and Wise—51.

NAYS—Messrs. Downing, Dupuy, Goad, Holladay, Hurt, C. F. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mallory, Ryan, Sebrell, and Terry—15.

No. 332. House engrossed bill to allow John W. Richardson, treasurer of Smythe county, further time to levy and collect certain tax tickets.

No. 396. House engrossed bill to allow John W. Sturgis to erect a wharf on Accohannock creek, in Accomac county.

No. 420. House engrossed bill to amend section 31 of an act entitled an act to amend and re-enact an act entitled an act prescribing the duties, liabilities, and compensation of certain county officers, providing for the collection of taxes and for the repeal of chapters 37 and 46, Code of 1873, approved March 29, 1875, as amended by an act approved March 29, 1876, amending sections 15 and 20, and by an act approved the same day amending section 47, and by an act approved March 20, 1877, and by an act approved April 2, 1877, amending the 18th and 20th sections, and by an act approved on the same day amending the 30th section, and by three several acts ap-

proved March 12, 1878, amending the 7th, 6th, and 29th sections of said first-mentioned act, and to repeal all acts and parts of acts inconsistent herewith, approved April 1, 1879.

No. 141. House engrossed bill to provide for the erection of additional buildings, &c., for the State female normal school and to make an appropriation therefor, was read a third time and rejected—yeas 28; nays 39.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Black, Bolling, Borum, Curlet, Eastwood, Echols, Falcon, Franklin, Gills, Johnson, C. F. Jordan, Lightner, McCandlish, Mathews, Mayo, Miller, Payne, Peters, Pollard, Row, Ruggles, Schoolfield, Southworth, Starke, Taliaferro, Thorne, Tillar, and Wise—28.

NAYS—Messrs. Speaker, Acker, Addington, Arnold, Bandy, Bohannon, Brown, Burks, Chalmers, Crismond, Dabney, Dickenson, Downing, Dupuy, Fentress, Goad, Hay, Holladay, Huffman, Hurt, Hylton, Wm. I. Jordan, Lawson, Leftwitch, Loving, Mallory, McClintic, Mauck, Noblin, Powell, Reid, Rice, Ryan, Saunders, Sebell, Tavenner, Turner, Webb, and Wilkins—39.

Mr. DUPUY moved to reconsider the vote by which the bill was passed.

On motion of Mr. MATHEWS, the motion to reconsider was passed by.

Mr. STUART moved that No. 185. House bill extending the time to the Richmond and Alleghany railroad to place fish-ways, &c., across James river be read a third time this day; which motion was agreed to, two-thirds in the House so determining.

The bill was read a third time and passed.

The SPEAKER laid before the House No. 342. Senate bill entitled an act to amend and re-enact an act to dispose of certain Virginia reports on hand and in the custody of the librarian, approved February 12, 1884.

The bill was read twice and placed on the calendar, the rule having been suspended on motion of Mr. HAY, requiring its reference to a committee.

No. 79. House bill entitled an act to allow the board of school trustees of Aquia district, Stafford county, to use a portion of the county fund to pay district expenses for the year 1885.

The amendment of the Senate was agreed to.

No. 379. House bill to amend and re-enact sections 31 and 32 of an act approved April 21, 1882, defining the duties of the commissioners of the revenue, was, on motion of Mr. WADDILL, taken up out of its order on the calendar.

The bill was read a second time.

Pending its consideration,

On motion of Mr. HAY, the House adjourned until to-morrow at 10 o'clock, A. M.

FRIDAY, FEBRUARY 26, 1886.

On motion of Mr. TERRY, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, February 25, 1886.

The Senate have passed the following House bills entitled an act for the relief of Joseph Copenhagen, No. 148; an act for the relief of William H. Tolley, No. 220; an act to incorporate the Marshall cemetery, No. 269; an act to amend and re-enact an act entitled an act regulating the reports of insurance companies, approved February 22, 1878, as amended by an act approved April 22, 1879, No. 294; an act to incorporate the Fauquier telephone company, No. 303; an act to amend section 4 of an act to incorporate the Fredericksburg and Chesapeake railroad company, No. 309; an act to amend and re-enact section 18 of an act approved March 7, 1884, entitled an act to amend and re-enact the charter of the town of North Danville, No. 322; an act to authorize the board of supervisors of Surry county to take the census of said county, No. 325; an act to authorize the board of supervisors of Charlotte county to allow the jailor of said county compensation for fuel furnished the jail of said county, No. 341; an act to establish an agricultural experimental station at the Virginia mechanical college, at Blacksburg, No. 343; an act to amend and re-enact sections 2 and 3 of an act passed January 15, 1867, entitled an act to establish and incorporate the Augusta county fair as amended by an act approved January 20, 1874, changing the name to the Baldwin-Augusta fair, No. 372; an act to amend and re-enact section 3 of an act for the protection of game, approved March 29, 1879, as amended by an act approved March 3, 1879, and to amend and re-enact the 8th section of an act for the protection of game, approved March 29, 1877, No. 127; and an act for opening and keeping in repair roads and bridges in the county of Amelia, No. 366.

They have passed, with amendments, House bill entitled an act to authorize the voters of Pittsylvania county to vote for or against the repeal of the present fence law by magisterial districts, No. 223; an act extending the time to P. B. Crowder, treasurer of Amelia county, for the collection of taxes and county levies in his hands, No. 154; an act to incorporate the Danville and Northwestern railroad company, No. 289; and an act for the relief of R. A. Trice, deputy treasurer of Goochland county, R. R. Hime, treasurer of Hanover county; James A. Tilman, treasurer of Powhatan, and John R. Aldrich, treasurer of Spotsylvania, No. 319.

They have passed Senate bills entitled an act for the relief of the sureties of Z. T. Cecil, late treasurer of Lee county, No. 362; an act to incorporate the Bristol slate and mining company, No. 393;

an act to amend and re-enact the 1st section of chapter 23, of the act in relation to "crimes and punishments," approved March 14, 1878, No. 374; an act to amend and re-enact an act entitled an act to incorporate the town of Chase city, in the county of Mecklenburg, Va., No. 372; an act to incorporate the Grand lodge of the order of Temperance Workers of the State of Virginia, No. 391; an act to amend an act approved February 5, 1886, entitled an act to amend an act to incorporate the Richmond theological seminary of the city of Richmond and to amend the title thereof, No. 447; an act to authorize the board of supervisors of Clarke county to sell and convey to the association of the Clarke cavalry a part of the public square in Berryville, in said county, No. 437; an act to incorporate District lodge No. 15 grand united order of Odd Fellows of the State of Virginia, No. 424; an act to incorporate the association of the survivors of the Clarke cavalry, No. 434; an act to authorize the United States government to purchase lands on the south branch of the Elizabeth river, adjoining the Gosport navy-yard, No. 445; an act to amend and re-enact an act entitled an act incorporating Marshall lodge, No. 39, of Free and Accepted Masons, approved January 14, 1848, No. 368; an act to prescribe a condition precedent to the hiring of penitentiary convicts to the Danville and New River railroad company, No. 392; an act to amend and re-enact section 50 of an act approved January 31, 1884, to provide a new charter for the city of Roanoke in relation to the erection of public buildings for said city, No. 409; an act to make Jackson's river, in the county of Alleghany, a lawful fence between certain points, No. 319; an act to allow the Atlantic and Danville railway company credit for the amount already paid as a tax on its mortgage recorded as to part of the line in the payment of the tax on a mortgage as to the whole line, No. 385; and an act to amend and re-enact chapter 24, Acts of 1874, approved February 2, 1884, entitled an act to incorporate the town of Banister, in the county of Halifax, and to amend and re-enact chapter 102, Acts of 1874, approved March 14, 1874, entitled an act to authorize the trustees of the town of Banister to elect a president and town sergeant, &c., No. 441.

In which amendments and bills they respectfully request the concurrence of the House of Delegates.

Nos. 319, 154, 289, and 223. House bills, were placed on the calendar, the rule having been suspended on motions severally made, requiring their reference to committees.

Nos. 447, 398, 437, 441, 434, 445, 319, 391, 385, and 409. Senate bills, were read twice and placed on the calendar, the rule having been suspended on motions severally made, requiring their reference to committees.

Nos. 368 and 424. Senate bills, were read twice and referred to the committee on propositions and grievances.

No. 392. Senate bill, was read twice and referred to the committee on asylums and prisons.

No. 372. Senate bills, were read twice and referred to the committee on counties, cities and towns.

No. 374. Senate bill, was read twice and referred to the committee for courts of justice.

No. 362. Senate bill, was read twice and referred to the committee on finance.

The following Senate bills were reported from the committee on finance:

No. 105. Senate bill entitled an act to pay H. Hughes, administrator, fifty-nine dollars and ninety-five cents in full of jailors' fees against the commonwealth.

No. 124. Senate bill entitled an act for the relief of H. S. Bowen and others, sureties of John Thompson, deceased, late treasurer of Tazewell county.

No. 337. Senate bill entitled an act to provide for the payment of Marius Jones, Esq., attorney-at-law for a fee for services, rendered the State.

No. 301. Senate bill entitled an act to create a commission to ascertain and settle the true boundary line between the counties of Alleghany, in the State of Virginia, and Monroe, in the State of West Virginia, and to prescribe the powers and duties thereof, was reported from the committee for courts of justice.

The following Senate bills were reported from the committee on counties, cities and towns:

No. 427. Senate bill entitled an act to give the city of Richmond control of the Broad-street road from the corporation line to its boulevard leading to the new reservoir.

No. 397. Senate bill entitled an act to authorize James E. Broadwater to construct a bridge across Muddy creek in Accomac county.

The following House bills reported from the committee on finance, were read a first time:

No. 423. House bill to authorize G. W. Kointz, treasurer of Shenandoah county, to collect certain tax tickets by levy.

No. 424. House bill to amend and re-enact section 81 of chapter 450 of an act, approved March 15, 1884, to provide for the assessment and taxation of property, &c.

No. 425. House bill to work and keep in repair the roads in the county of Richmond, reported from the committee on counties, cities and towns, was read a first time.

No. 426. House bill to strike out of the oyster law the 50 cent fee for numbering boats, reported from the committee on Chesapeake and its tributaries, was read a first time.

No. 427. House bill to amend an act approved February 5, 1886, entitled an act to amend an act to incorporate the Richmond theological seminary of the city of Richmond and to amend the title thereof, reported from the committee on schools and colleges, was read a first time.

Mr. FRANKLIN moved to discharge the committee of privileges and elections from the consideration of House bill to amend and re-

enact sections 1, 2, 3, 4, 5 and 6 of chapter 158 of the Acts of Assembly, 1884, approved 29th November, 1884, entitled an act to provide for the manner of choosing registrars, judges and clerks of election for the several counties, cities and towns of the commonwealth; which motion was agreed to.

The bill, No. 428, was read a first time and placed on the calendar for a second reading.

Mr. BROWN moved to discharge the committee for courts of justice from the consideration of No. 439. Senate bill entitled an act to regulate the printing and binding of the Virginia supreme court reports and to amend and re-enact section 7, of chapter 162 of the Code of 1873, as amended by an act approved March 17, 1884; which motion was agreed to.

The bill was placed on the calendar.

The following House bills were placed on the calendar, the rule having been suspended on motions severally made, requiring their reference to committees.

No. 429. House bill to allow James A. Tilman, treasurer of Powhatan county, further time to levy and collect certain tax tickets, licenses, taxes and levies.

No. 430. House bill to allow Henry W. Glass to erect a wharf on Severn river, in the county of Gloucester.

No. 431. House bill to provide for the more efficient collection of the public revenues.

No. 432. House bill for the relief of F. P. Wray of fines and costs imposed on him by the county court of Brunswick county.

On motion of Mr. HAY,

Resolved, That the resolution requiring the chair to be vacated at 2 and resumed at 4 P. M. be rescinded for this day only, and that for this day the chair be vacated at 2 P. M. and resumed at 7:30 P. M.

Mr. WISE offered the following resolution:

Resolved, That the report of the auditor in regard to assessments on real estate licenses, &c., with the criminal charges and per centage of same to assessments, recently made to this body, be printed.

The resolution was referred to the committee on finance.

Mr. WADDILL moved to reconsider the vote by which the resolution was referred; which motion was rejected—yeas 26; nays 48.

On motion of Mr. WISE, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Bolling, Curlett, Faulcon, Franklin, Gills, Harris, Hurt, Hylton, Jones, W. H. Jordan, Mallory, McCandlish, Martin, Mathews, Mauck, Miller, Southworth, Thorne, Tillar, Turner, Waddill, Webb, and Wise—26.

NAYS—Messrs. Speaker, Arnold, Bohannon, Brown, Buchanan, Burks, Cardwell, Chalmers, Cornett, Crismond, Dabney, Dickenson, Downing, Eastwood, Fentress, Goad, Grimsley, Hay, Hoge, Holladay, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Noblin, Oglesby, Patton, Payne, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Sebrell, Stribling, Taliaferro, Tavenner, Wescott, and Wilkins—48.

The SPEAKER laid before the House a communication from the auditor of public accounts in response to a resolution of the House relating to treasurers in arrears; which, on motion of Mr. WADDILL, was passed by and ordered to be printed.

Leave of absence was granted Mr. VAN DORAN two days.

Mr. O'BANNON presented a report of the joint committee to investigate the affairs of the Eastern lunatic asylum as follows:

The undersigned joint committee appointed in pursuance of a joint resolution of the General Assembly of Virginia adopted January, 1886, and charged with the duty "To inquire and report upon the Eastern lunatic asylum under the present administration; inquiring into the cause of the recent fire, the conduct of the officials, and such other matter as the committee may deem of sufficient importance to demand investigation and report, with power granted to the committee to send for persons and papers and to employ a stenographer" beg leave to report as follows:

As early as possible after their appointment, a majority of your committee on the 28th day of January 1886 and again on the 2nd day of February 1886, visited the asylum, made a thorough and careful examination of the same and as to the care and comfort of the inmates. On these two occasions at the institution aforesaid, after due notice to all persons known to be interested in the investigation, proceeded to take the testimony of certain witnesses believed to be important. Not being able to complete the testimony on these occasions, the further taking thereof was adjourned to the city of Richmond, and all the witnesses thought to be important summoned, and their testimony taken. The whole of the testimony written out by the stenographer is filed with, and as a part of this report.

As to the cause of the recent fire your committee is of the opinion that it was caused by the electric wires, but in the absence of any direct testimony, or the testimony of an expert who had examined the wires as placed in the building, it is impossible to say whether the fire did or did not result from the improper or imperfect arrangement of the wires. No sufficient evidence was adduced to satisfy the committee that the fire was caused by any negligence upon the part of the officials in charge of the electric apparatus on the occasion of said fire. The testimony satisfied your committee that all possible effort was promptly made by the officials and employees of the asylum to rescue the inmates and arrest the progress of the fire, but the means at hand available for that purpose were so inadequate, that it was impossible for them to succeed in extinguishing the fire until much of the property had been destroyed.

As to the conduct of the officials.

The propriety of the conduct of only four of the directors was called in question. Your committee is of the opinion that the testimony shows that two of this number, to-wit: T. J. Christian and Robert McCandish, whilst attending on some of the meetings of the board, were so much intoxicated as to render them incompetent to properly transact the business of the board—the former at the April meeting 1884, by his conduct actually broke up a meeting of the board. As to the other two members of the board whose conduct was called in question, to-wit: John B. Thurman and Henry A. Atkinson, Jr., the testimony in the judgment of the committee is so conflicting as to render it impossible for the committee to determine with certainty whether the said Thurman and Atkinson were, or were not so far under the influence of intoxicating liquors as to disqualify them for the transaction of the business of the board—some witnesses asserting that they were, others equally creditable saying that although they had taken some stimulants they were not thereby incapacitated from business. In this connection it is proper for your committee to state that after an examination of the records of the board of directors, that the official acts of the board were transacted in proper manner and indicate no lack of interest in the welfare of the asylum. Your committee is also of opinion from the testimony, that certain of the officials connected to-wit: McCaw clerk, Barlow supervisor, and Monteiro second assistant, and others of the employees of the institution, have been seen at the asylum

and on the streets of Williamsburg in a state of intoxication; and this fact was so notorious that it must have been known to the superintendent. Indeed, of these, McCaw it seems had on one occasion been suspended for drunkenness, and others of the employees discharged for the same cause. Your committee here state that in their judgment the employment of men about the asylum with important trusts committed to their hands, and who are addicted to the habit of drinking to excess, is not only reprehensible in the extreme, but dangerous to the welfare of the institution and hazardous to the comfort and safety of the unfortunate inmates.

Your committee deems it proper to note that it has been the misfortune of this administration that the unfortunate occurrence took place during its existence, by which a female patient was debauched, and which has already created so much notoriety and comment in the State.

Your committee takes the liberty to recommend that the most rigid penal laws be enacted to punish crimes of this nature, and that all administrations of lunatic asylums in the State be held to the strictest accountability; that the access of male employees or attendants to female wards, be rigidly guarded, and that such rules and regulations upon this subject be adopted as to prevent the recurrence of similar offences. Many things have been done, and changes made during the present administration, which commend the present management to favorable consideration, and which have inured to the benefit and comfort of the inmates.

Your committee in view of all the facts hereinbefore recited, recommend the reorganization of the board of directors of the Eastern lunatic asylum, in whole or in part, as the appointing power may deem best, and that the said board as reorganized, be charged with the duty of calling a special meeting of the board at as early a day as practicable, and take into consideration the matters presented by this investigation and report. And the said board shall determine what changes, if any, in the present administration are demanded by existing circumstances, and shall take such action in regard thereto as in their judgment, the welfare and best interest of the asylum demand.

Your committee having fully discharged the duty enjoined upon them, ask to be discharged from the further consideration of the subject.

GEO. B. KEEZELL,
SAM'L W. WILLIAMS,
R. M. MALLORY,
P. HENRY O'BANNON,
W. G. LOVING,
CHAS. GEE,
T. S. CURLETT.

We the undersigned members of the joint committee, who have signed the above report, respectfully concur with the whole committee, except so far as it refers to two members of the board—to-wit: John R. Thurman and Henry A. Atkinson, Esqs., and in reference to them, we can't construe the evidence as warranting any direct or special reflection upon their conduct.

P. HENRY O'BANNON,
CHARLES GEE.

In signing the above report, I wish to say that I have seen no proof that Messrs. Atkinson and Thurman were under the influence of liquor, as to prevent Mr. Thurman from presiding ably, and Mr. Atkinson from attending to his duties on said board. Mr. McCaw is an efficient clerk, and has not been under the influence of liquor for a long time.

T. S. CURLETT.

Mr. BOLEN presented a minority report as follows:

The undersigned members of the special joint committee appointed by the Senate and House of Delegates, under the following joint resolution—to-wit:

"Resolved, The Senate concurring, that a committee of five on the part of the House, and three on the part of the Senate, be appointed to inquire and report upon the management of the Eastern lunatic asylum, under the present adminis-

tration, inquiring into the cause of the recent fire, the conduct of the officials, and such other matters as the committee may deem of sufficient importance to demand investigation and report"—

Beg leave to report that they have endeavored to make the investigation authorized and requested in said resolution by visiting the asylum and going through all the grounds, wards, and apartments of the institution, and by taking the testimony of such witnesses as it was thought proper to examine.

Two meetings of the committee were held in Williamsburg, after fair notice had been given to all parties concerned, and other meetings were held in Richmond, until all parties who desired to testify or be heard, had been given a fair chance to do so.

As to the management of the asylum under the present administration, which is the first proposition in said resolution to be considered, your committee would respectfully report that so far as they could observe, and from the testimony taken, the administration is thorough and efficient, and compares most favorably with any that has ever existed at the Eastern asylum.

The evidence shows that the patients are more quiet than they have heretofore been, and have larger liberties than they have heretofore had; and that they are as well provided for in the way of food, raiment, nursing, and medical attendance as they have ever been before.

As to the second inquiry in said resolution—to-wit: "The cause of the recent fire," your committee refers to the evidence taken, which shows that the fire originated in the attic of the building, at the point where the same was intersected by the electric wires, and the most plausible theory offered is, that the fire was communicated to the building by these wires.

Your committee would state that the evidence taken in the case, shows that there was no negligence or want of attention on the part of the officers and employees of the asylum, in looking after the interest of the institution at the time the fire occurred. The attendants and night-watches were regularly on duty, and when the fire was discovered, all means within their reach were exhausted to save the buildings and the patients.

Whether there was any defect in the erection and construction of the electric light system of the institution that should have attracted the attention of the board of directors, or officers, and employees, your committee expresses no opinion.

As to third proposition of the resolution to-wit: "The conduct of the officials," your committee reports that there is a large mass of seemingly very conflicting testimony taken, which seeks on the one side to show that four members of the board of directors, several of the officers of the institution, and some of the employees, have been guilty of gross drunkenness, by reason of which, they have been incapacitated from the efficient discharge of their respective duties, and on the other side to vindicate said officers and employees from these charges.

Your committee is of opinion that these charges of drunkenness are not sustained against the four members of the board of directors. The evidence shows that at the first meeting of the present board of directors in April 1884, when the institution was reorganized, a profusion of liquors was set before the board, and that one member became intoxicated, and for a portion of that day interrupted the deliberations of the body, and that with a single exception this same member has since been sober and discreet at the meetings and has been an efficient and useful member of the board. It is shown that another member of the board was intoxicated at the first meeting, but it is not shown that his intoxication was during the session hours of the board, or that he interfered with its deliberations, and it is shown that he has never since that meeting been intoxicated but has been temperate and a useful member of the board.

As to the two members of the board charged with intoxication, your committee reports that the evidence does not sustain the charges at all. The evidence does not show that the business of the board was ever retarded but once by misconduct on the part of any member of the board, and then only for a part of one day; and at that time the results of the deliberations of the board were not altered or changed.

As to drunkenness on part of the officers, it is shown that the superintendent's clerk has been intoxicated repeatedly, and that some time ago he was for this cause suspended by the superintendent; that he has since been restored to his office, and there is nothing to show that he has since that time been guilty of the

same vice, or at least to an extent to be objectionable. It is very clearly shown that the supervisor of the institution has been intoxicated repeatedly, and that a resolution to have his conduct investigated, is now pending before the board.

As to the drunkenness of the employees, your committee would report that no employee now in the institution has ever been seen drunk while on duty at the asylum, and that the drinking of the employees under the present administration is less than under previous administrations. It is shown that the superintendent has always dealt promptly with the employees, when any misconduct on their part has been brought to his attention.

As to the other proposition contained in the resolution, to-wit: "such other matters as the committee may deem of sufficient importance to demand investigation and report," your committee reports that one of the female patients of the institution, some time in the spring of 1885, became *enciente*, and has, since this investigation commenced, been delivered. The testimony shows that this unfortunate occurrence was brought about by an employee who was casually employed in the institution as a painter. Your committee examined a court record which shows that one _____, was indicted for rape upon this patient, and was acquitted upon a technical point of law.

Your committee would recommend that a law be passed to meet all like cases that may occur in the future and punish the offenders as felons.

They further recommend that a law be passed making it a misdemeanor for the superintendent or any officer of any asylum to set out or furnish any liquors to any board or committee visiting such institution.

It is also recommended that a law be passed to give power to the board of directors of any asylum to punish its members for disorderly conduct, and for good cause, to expel members.

Your committee begs leave to be discharged from any further duties under said resolution.

All of which is respectfully submitted,

D. W. BOLEN.

On motion of Mr. WADDILL, the reports were passed by and ordered to be printed.

Messrs. POWELL and MARTIN stated that had they been present when the vote was taken on passing by House bill No. 312, in relation to free passes on railroads, they would have voted in the negative.

Messrs. BROWN, WADDILL, and BURKS stated they would have voted in the affirmative.

Mr. PAYNE stated that had he been present when the vote was taken on the passage of House bill No. 352, to provide for a special court of appeals, he would have voted in the affirmative.

The morning hour having expired, the House proceeded to the business on the calendar.

Mr. WADDILL withdrew the motion entered by himself to reconsider the vote by which No. 77. House bill to amend section 11, chapter 7, of the Code of 1873, in relation to registration, was dismissed.

The motion made by Mr. DUNLOP to reconsider the vote by which No. 165. Senate bill entitled an act to authorize the Seaboard and Roanoke railroad company to make contracts for the use and operation or lease of connecting lines, and conferring certain other additional powers on said company, was passed, was rejected—yeas 13: nays 60.

On motion of Mr. DUNLOP, the vote was recorded as follows:

YEAS—Messrs. Brown, Buchanan, Burks, Carter, Downing, Dunlop, Figgat, Huffman, C. F. Jordan, Loving, Patton, Pollard, and Starke—13.

NAYS—Messrs. Speaker, Acker, Addington, Arnold, Bandy, Black, Bohannon, Bolling, Borum, Cardwell, Chalmers, Cornett, Curlett, Dickenson, Dupuy, Echols, Faulcon, Fentress, Franklin, Gills, Harris, Hay, Hoge, Holladay, Hurt, Hylton, Johnson, Jones, W. H. Jordan, Lightner, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Moss, Noblin, O'Bannon, Oglesby, Porter, Reid, Roberts, Row, Ryan, Saunders, Sebrell, Smith, Southworth, Stribling, Taliaferro, Tavenner, Terry, Thorne, Tillar, Turner, Webb, Wescott, Wilkins, and Wise—60.

The motion entered by Mr. MATHEWS to reconsider the vote by which No. 246. Senate bill entitled an act to allow the treasurer of Lunenburg county to file an amended list of delinquent land and property taxes for the years 1883 and 1884, was rejected, was rejected.

The motion made by Mr. DUPUY to reconsider the vote by which No. 141. House engrossed bill to provide for the erection of additional buildings, &c., for the State female normal school and to make an appropriation therefor, was rejected, was agreed to.

The question recurring on the passage of the bill, was put and decided in the affirmative—yeas 60; nays 19.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Black, Bohannon, Bolen, Bolling, Borum, Buchanan, Carter, Chalmers, Cornett, Crismond, Curlett, Darst, Dupuy, Faulcon, Figgat, Franklin, Gills, Harris, Hay, Holladay, Hylton, Jones, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lockett, Mallory, McCandlish, McClintic, Martin, Mathews, Mayo, Moss, Miller, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Roberts, Row, Ruggles, Schoolfield, Smith, Southworth, Taliaferro, Tavenner, Terry, Thorne, Turner, Waddill, Webb, Wescott, and Wise—60.

NAYS—Messrs. Brown, Cardwell, Dabney, Downing, Goad, Grimsley, Hoge, Huffman, Hurt, Johnson, Leftwich, Lightner, Loving, Mauck, Munford, Porter, Ryan, Saunders, and Stribling—19.

Ordered, That Mr. DUPUY carry the bill to the Senate and request their concurrence.

Mr. OGLESBY withdrew the motion entered by himself to reconsider the vote by which No. 365. House bill to provide for a reassessment of lands and lots in the county of Wythe, was rejected.

The motion made by Mr. SMITH to reconsider the vote by which No. 314. House engrossed bill to authorize the board of supervisors of Caroline county to increase the salary of the judges of said county, was rejected, was agreed to—yeas 48; nays 28.

On motion of Mr. SMITH, the vote was recorded as follows:

YEAS—Messrs. Acker, Black, Bohannon, Bolen, Bolling, Borum, Burks, Cardwell, Chalmers, Cornett, Crismond, Curlett, Darst, Eastwood, Echols, Franklin, L. D. Fulkerson, Holladay, Johnson, Jones, C. F. Jordan, Wm. I. Jordan, Lawson, Lightner, Loving, Mallory, McCandlish, Mathews, Moss, Noblin, Oglesby, Patton, Payne, Pollard, Porter, Ruggles, Ryan, Schoolfield, Smith, Southworth, Stribling, Taliaferro, Tavenner, Tillar, Turner, Wescott, Wilkins, and Wise—48.

NAYS—Messrs. Speaker, Arnold, Bandy, Brown, Buchanan, Dabney, Dickenson, Downing, Faulcon, Figgat, Abram Fulkerson, Gills, Grimsley, Hay, Huffman,

Hurt, Hylton, Leftwitch, Martin, Mauck, Mayo, Munford, Peters, Powell, Saunders, Thorne, Waddill, and Webb—28.

The question recurring on the page of the bill, was put and decided in the affirmative—yeas 45; nays 35.

On motion of Mr. SMITH, the vote was recorded as follows :

YEAS—Messrs. Acker, Black, Bohannon, Bolen, Bolling, Burks, Crismond, Curlett, Darst, Dupuy, Eastwood, Echols, Fentress, Franklin, L. D. Fulkerson, Holladay, Jones, W. I. Jordan, Lawson, Lightner, Loving, Mallory, Mathews, Moss, Oglesby, Patton, Payne, Pollard, Porter, Roberts, Row, Ruggles, Ryan, Schoolfield, Sebrell, Smith, Southworth, Starke, Stribling, Taliaferro, Tavenner, Tillar, Turner, Wescott, and Wilkins—45.

NAYS—Messrs. Speaker, Addington, Arnold, Bandy, Brown, Buchanan, Cornett, Dabney, Dickenson, Downing, Faulcon, Figgat, Abram Fulkerson, Gills, Goad, Grimsley, Harris, Hay, Huffman, Hurt, C. F. Jordan, Leftwitch, McClintic, Martin, Mauck, Mayo, Miller, Munford, Peters, Powell, Saunders, Terry, Thorne, Webb, and Wise—35.

The hour of 11 o'clock, A. M. having arrived,

Special order, No. 81. House engrossed bill to provide for the payment of a judgment recovered by Madison Flanagan against the board of directors of the Central lunatic asylum of Virginia, came up.

The bill was read a third time and passed—yeas 66; nays 2.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Acker, Addington, Arnold, Black, Bohannon, Bolen, Bolling, Brown, Buchanan, Burks, Cardwell, Chalmers, Cornett, Curlett, Darst, Dickenson, Downing, Dunlop, Faulcon, Figgat, L. D. Fulkerson, Gills, Grimsley, Harris, Hay, Holladay, Huffman, Hylton, Jones, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mallory, McClintic, Mathews, Mayo, Moss, Miller, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Rice, Roberts, Row, Ruggles, Ryan, Saunders, Schoolfield, Starke, Stribling, Taliaferro, Terry, Thorne, Webb, Wescott, and Wilkins—66.

NAYS—Messrs. Martin, and Wise—2.

No. 25. House bill entitled an act in relation to the removal of causes and to repeal chapter 170, of the Code of 1873, and all acts amendatory thereof, was, on motion of Mr. HUFFMAN, taken up out of its order on the calendar.

The amendments proposed by the Senate were agreed to.

The hour of 12 o'clock M. having arrived, special order,

No. 400. House bill to authorize the auditor of public accounts to borrow money to meet a casual deficit in the revenue, to pay the interest on her post liabilities and to create a sinking fund to pay the principal of the debt, came up.

The bill was read a second time.

On motions severally made by Mr. FULKERSON of *Washington*, the bill was amended as follows :

After the word "dollar" in line 4 of section 2, insert the words "and fractional parts of one dollar."

After the word "each" in line 5 of section 2, insert the word "denominations."

Add at the end of the 2d second section, the words "in writing or by printing."

And at the end of the 9th section, the words "for the year in which such evidences of debt are sold."

After the word "than" in line 3 of section 16, insert the word "fifty."

Mr. WADDILL moved to strike out the preamble of the bill; which motion was rejected—yeas 27; nays 55.

On motion of Mr. WADDILL, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Bolling, Borum, Faulcon, Franklin, Harris, Hurt, Hylton, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Nance, Ruggles, Southworth, Thorne, Turner, Waddill, Webb, and Wise—27.

NAYS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Figgat, A. Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Miller, O'Bannon, Oglesby, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Taliaferro, Terry, Wescott, and Wilkins—55.

On motion of Mr. POLLARD, the further consideration of the bill was postponed until 7:30 P. M.

Mr. ECHOLS entered a motion to reconsider the vote by which the House refused to order No. 123. House bill for the establishment of a State female normal school, to be engrossed.

Mr. GILLS stated that he would have voted in the affirmative, but was paired with Mr. DUPUY.

On motion of Mr. POLLARD, the bill was postponed until to-night at 7:30 P. M.

Special order, No. 213. House engrossed bill to amend and reenact section 7 of an act approved March 6, 1882, entitled an act to pay to the public free schools the money set apart by the constitution and laws for their benefit, and to repeal chapter 248 of Acts of 1877-78, and chapter 177 of Acts of 1878-79, came up.

The bill was read a third time and passed—yeas 78.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Black, Bohannon, Bolen, Bolling, Borum, Brown, Buchanan, Burks, Cardwell, Chalmers, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Echols, Faulcon, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Gills, Goad, Harris, Hay, Hoge, Holladay, Huffman, Hurt, Hylton, Johnson, Jones, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lockett, Loving, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Miller, Munford, O'Bannon, Payne, Peters, Pollard, Porter, Powell, Reid, Rice, Roberts, Row, Ruggles, Ryan, Saunders, Schoolfield, Southworth, Starke, Taliaferro, Terry, Thorne, Turner, Waddill, Webb, Wescott, and Wise—78.

Mr. STUART stated that had he been present when the vote was taken he would have voted in the affirmative.

Special order, No. 82. House engrossed bill for the relief of clerks, banks, &c., came up.

The bill was read a third time and passed—yeas 77; nays 1.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Acker, Arnold, Bandy, Black, Bohannon, Bolen, Bolling, Brown, Buchanan, Burks, Cardwell, Chalmers, Cornett, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Echols, Faulcon, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Gills, Goad, Grimsley, Harris, Hay, Hoge, Holladay, Huffman, Johnson, Jones, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mallory, McCandlish, McClintic, Mathews, Mauck, Mayo, Miller, Munford, Nance, O'Bannon, Payne, Peters, Pollard, Powell, Reid, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Southworth, Taliaferro, Terry, Thorne, Turner, Waddill, Webb, Wescott, Wilkins, and Wise—77.

NAYS—Mr. Martin—1.

The motion entered by Mr. WADDILL to reconsider the vote by which No. 317. Senate bill entitled an act to define and punish barratry, was passed, was rejected—yeas 20; nays 53.

On motion of Mr. McCANDLISH, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Bolling, Borum, Curlett, Gills, Harris, Hurt, Jones, Mallory, McCandlish, McClintic, Mathews, Southworth, Thorne, Turner, Waddill, Webb, and Wise—20.

NAYS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Cornett, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Echols, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Grimsley, Hay, Hoge, Holladay, Huffman, Johnson, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Martin, Mauck, O'Bannon, Payne, Peters, Pollard, Porter, Powell, Roberts, Row, Ryan, Saunders, Starke, Taliaferro, Terry, Wescott, and Wilkins—53.

Mr. MILLER withdrew the motions entered by himself to reconsider the votes by which No. 279. House engrossed bill to incorporate the Union State grand tabernacle of the improved order of Galilean Fishermen, No. 1, of the State of Virginia, was passed and ordered to be engrossed.

On motion of Mr. MUNFORD, the House proceeded to the consideration of Senate bills.

No. 130. Senate bill entitled an act to amend and re-enact an act approved December 1, 1884, entitled an act to amend and re-enact an act approved March 17, 1884, entitled an act for the relief of the sureties of Charles W. Walker, late treasurer of Giles county, was read a third time and passed—yeas 58; nays 4.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Addington, Arnold, Black, Bohannon, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Echols, Faulcon, Fentress, Figgat, Franklin, L. D. Fulkerson, Grimsley, Harris, Hay, Hoge, Holladay, Huffman, Hurt, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lockett, Loving, Mallory, McCandlish, Mathews, Moss, Munford, Nance, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Roberts, Ryan, Saunders, Taliaferro, Terry, Thorne, Wescott, and Wilkins—58.

NAYS—Messrs. Acker, Mauck, Waddill, and Wise—4.

On motion of Mr. DARST, the title was amended by adding at end thereof "and for the relief of the sureties of his deputies."

Ordered, That Mr. DARST carry the bill to the Senate and request their concurrence in the amendments of the House.

The hour of 2 o'clock, P. M. having arrived, the chair was vacated until 7:30 o'clock, P. M.

EVENING SESSION.

The chair was resumed at 4 P. M.

The following Senate bills were read a third time and passed:

No. 48. Senate bill entitled an act for the relief of Robert M. Hutchinson and George R. Land, administrators of Samuel G. Farrar, late treasurer of the county of Mecklenburg.

Ordered, That Mr. TERRY carry the bill to the Senate and request their concurrence.

No. 393. Senate bill entitled an act to incorporate the Bristol slate and mining company.

No. 270. Senate bill entitled an act for the relief of William J. Kilgore, clerk of Wise county and circuit courts—yeas 59.

The vote required by the constitution was recorded as follows:

NAYS—Messrs. Acker, Addington, Arnold, Bandy, Bohannon, Bolling, Brown, Buchanan, Carter, Crismond, Curlett, Darst, Dickenson, Dunlop, Dupuy, Echols, Faulcon, Franklin, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Hurt, Hylton, Jones, C. F. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mallory, McCandlish, McClintic, Mathews, Mayo, Miller, Munford, Nance, Peters, Pollard, Rice, Roberts, Row, Ruggles, Saunders, Schoolfield, Smith, Southworth, Starke, Terry, Thorne, Turner, Webb, Wescott, Wilkins, and Wise—59.

No. 175. Senate bill entitled an act for the relief of John H. Sears of Mathews county, Va.—yeas 54.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Acker, Arnold, Bandy, Black, Bohannon, Bolling, Brown, Buchanan, Chalmers, Curlett, Darst, Dickenson, Downing, Echols, Faulcon, Figgat, Franklin, L. D. Fulkerson, Gills, Goad, Hay, Hoge, Huffman, Hurt, Hylton, C. F. Jordan, Leftwitch, Lightner, Mallory, Martin, Mathews, Mauck, Miller, Nance, Oglesby, Payne, Peters, Pollard, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Southworth, Starke, Stribling, Taliaferro, Terry, Thorne, Turner, Webb, Wescott, and Wilkins—54.

No. 110. Senate bill entitled an act for the relief of Mrs. R. W. Davidson of Floyd county—yeas 58; nays 2.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Acker, Arnold, Bolling, Borum, Brown, Burks, Chalmers, Crismond, Curlett, Darst, Dickenson, Downing, Dunlop, Faulcon, Fentress, Franklin, L. D. Fulkerson, Gills, Goad, Hay, Hoge, Holladay, Huffman, Hurt, Jones, C. F.

Jordan, Lawson, Leftwitch, Lightner, Loving, Mallory, McCandlish, Martin, Mathews, Mauck, Miller, Munford, Nance, O'Bannon, Patton, Payne, Peters, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Southworth, Stribling, Taliaferro, Thorne, Tillar, Turner, Wescott, Wilkins, and Wise—58.

YAYS—Messrs. Pollard, and Powell—2.

No. 294. Senate bill entitled an act to amend and re-enact section 13 of chapter 61, of Code of Virginia, 1873, relative to tolls on turnpikes.

No. 342. Senate bill entitled an act to amend and re-enact an act entitled an act to dispose of certain Virginia Reports on hand and in the custody of the librarian, approved February 12, 1884—yeas 57.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Black, Bohannon, Brown, Buchanan, Chalmers, Crismond, Curlett, Dickenson, Downing, Dunlop, Echols, Fentress, Franklin, L. D. Fulkerson, Gills, Harris, Hay, Hoge, Holladay, Huffman, Hurt, Hylton, Jones, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Loving, Martin, Miller, Nance, Noblin, O'Bannon, Oglesby, Peters, Pollard, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Southworth, Taliaferro, Terry, Thorne, Tillar, Turner, Webb, Wescott, Wilkins, and Wise—57.

No. 447. Senate bill entitled an act to amend an act approved February 5, 1886, entitled an act to amend an act to incorporate the Richmond theological seminary of the city of Richmond and to amend the title thereof.

No. 434. Senate bill entitled an act to incorporate the association of the Survivors of the Clarke cavalry.

No. 437. Senate bill entitled an act to authorize the board of supervisors of Clarke county to sell and convey to the association of the Survivors of the Clarke cavalry a part of the public square in Berryville, in said county.

No. 445. Senate bill entitled an act to authorize the United States government to purchase lands on the south bank of the Elizabeth river, adjoining the Gosport navy-yard—yeas 58.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Acker, Addington, Bandy, Black, Bohannon, Brown, Burks, Carter, Chalmers, Curlett, Darst, Dickenson, Downing, Echols, Faulcon, Fentress, Figgat, Gills, Goad, Harris, Hay, Holladay, Huffman, Hurt, Hylton, Jones, W. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mallory, Martin, Mathews, Mauck, Miller, Munford, Noblin, O'Bannon, Oglesby, Payne, Pollard, Rice, Row, Ruggles, Ryan, Saunders, Smith, Southworth, Taliaferro, Terry, Thorne, Tillar, Webb, Wescott, Wilkins, and Wise—58.

No. 319. Senate bill entitled an act to make Jackson's river, in the county of Alleghany, a lawful fence between certain points.

No. 385. Senate bill entitled an act to allow the Atlantic and Danville railway company credit for the amount already paid as a tax on its mortgage, recorded as to part of the line in the payment of the tax on a mortgage as to the whole line—yeas 68.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Black, Bohannon, Bolen, Bolling, Borum, Brown, Buchanan, Burks, Carter, Chalmers, Cornett, Crismond, Curlett, Darst, Dickenson, Echols, Faulcon, Fentress, Figgatt, Gills, Goad, Harris, Hay, Holladay, Hurt, Jones, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Rice, Roberts, Row, Ryan, Schoolfield, Smith, Southworth, Starke, Taliaferro, Terry, Thorne, Tillar, Turner, Webb, Wescott, Wilkins, and Wise—68.

No. 409. Senate bill entitled an act to amend and re-enact section 50 of an act approved January 31, 1884, to provide a new charter for the city of Roanoke in relation to the erection of public buildings for said city.

No. 391. Senate bill entitled an act to incorporate the Grand lodge of the order of Temperance Workers of the State of Virginia.

No. 427. Senate bill entitled an act to give the city of Richmond control of the Broad street road from the corporation line to its intersection with the boulevard leading to the new reservoir.

Mr. WADDILL entered a motion to reconsider the vote by which Senate bill No. 427, was passed.

No. 105. Senate bill entitled an act to pay H. Hughes, administrator, \$59 95 in jailors' fees against the commonwealth—yeas 58.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Bolen, Brown, Buchanan, Burks, Chalmers, Curlett, Darst, Dickenson, Echols, Faulcon, Figgatt, L. D. Fulkerson, Gills, Goad, Harris, Hay, Hoge, Holladay, Hurt, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, McCandlish, Martin, Mathews, Mauck, Mayo, Miller, Munford, Oglesby, Patton, Payne, Peters, Pollard, Powell, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Stribling, Taliaferro, Terry, Thorne, Tillar, Webb, Wilkins, and Wise—58.

No. 124. Senate bill entitled an act for the relief of H. S. Bowen and others sureties of John Thompson, deceased, late treasurer of Tazewell county—yeas 62; nays 6.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Black, Bohannon, Bolen, Bolling, Brown, Buchanan, Burks, Carter, Chalmers, Curlett, Darst, Dickenson, Downing, Dunlop, Echols, Faulcon, Fentress, Figgatt, L. D. Fulkerson, Gills, Goad, Harris, Hay, Hoge, Holladay, Huffman, Hurt, Hylton, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwich, Lightner, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, O'Bannon, Oglesby, Patton, Peters, Roberts, Row, Ruggles, Ryan, Saunders, Schoolfield, Southworth, Starke, Taliaferro, Terry, Tillar, Webb, Wilkins, and Wise—62.

NAYS—Messrs. Speaker, Lockett, Miller, Munford, Pollard, and Powell—6.

Mr. HAY entered a motion to reconsider the vote by which the bill was passed.

No. 337. Senate bill entitled an act to provide for the payment of Marius Jones, Esq., attorney-at-law, for a fee for services rendered the State—yeas 54; nays 8.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Borum, Brown, Carter, Chalmers, Darst, Dunlop, Dupuy, Echols, Faulcon, Figgat, Abram Fulkerson, L. D. Fulkerson, Gills, Hoge, Holladay, Jones, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Loving, Mallory, McCandlish, McClintic, Martin, Mayo, Miller, Nance, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Roberts, Ruggles, Ryan, Saunders, Schoolfield, Southworth, Starke, Thorne, Tillar, Turner, Wescott, Wilkins, and Wise—54.

NAYS—Messrs. Burks, Goad, Hay, Hylton, Lockett, Mauck, Powell, and Taliaferro—8.

No. 301. Senate bill entitled an act to create a commission to ascertain and settle the true boundary line between the counties of Alleghany, in the State of Virginia, and Monroe, in the State of West Virginia, and to prescribe the powers and duties thereof.

No. 439. Senate bill entitled an act to regulate the printing and binding of the Virginia supreme court reports and to amend and re-enact section 7 of chapter 162 of the Code of 1873, as amended by an act approved March 17, 1884.

No. 397. Senate bill entitled an act to authorize Joseph E. Broadwater to construct a bridge across Muddy creek in Accomac county.

No. 237. Senate bill entitled an act to allow the treasurer of Alleghany county to file an amended list of delinquent land and property taxes for the years 1881-82.

On motion of Mr. ECHOLS, the bill was amended by inserting as a preamble the following :

“Whereas by reason of the serious and continued sickness and subsequent death of the commissioner of the revenue of Alleghany county the commissioner's books for the years 1881 and 1882 did not come to the hands of the treasurer of said county until sometime after the 1st day of December in each of said years, whereby the collection of taxes for said years was disarranged and the difficulties of collecting them greatly enhanced ; therefore”—

Which motion was agreed to.

The bill, as amended, was ordered to its third reading.

No. 357. House bill entitled an act to increase the compensation of P. W. Rehard, treasurer of Rockingham county, for collecting the uncollected revenue of said county for the year 1885, was, on motion of Mr. ACKER, taken up out of its order on the calendar.

The amendment proposed by the Senate was agreed to—yeas 66; nays 1.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Acker, Addington, Arnold, Bandy, Black, Bohannon, Bolen, Bolling, Borum, Brown, Burks, Chalmers, Crismond, Darst, Dickenson, Downing, Echols, Faulcon, Fentress, Figgat, Franklin, L. D. Fulkerson, Gills, Goad, Hay, Hoge, Holladay, Huffman, Hurt, Hylton, Jones, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Loving, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Moss, Miller, Nance, Noblin, Patton, Payne, Peters, Powell, Rice, Roberts, Ruggles, Saunders, Schoolfield, Southworth, Taliaferro, Thorne, Tillar, Waddill, Webb, Wescott, and Wise—66.

NAYS—Mr. Pollard—1.

No. 106. House bill to amend and re-enact section 3 of chapter 120, Code of 1873, in regard to partition and the recordation of decrees for allotment, was, on motion of Mr. PAYNE, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 368. House bill for the relief of the sureties of L. L. Deakins, late treasurer of Greeneville county, was, on motion of Mr. MALORY, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 402. House engrossed bill to provide compensation for teachers of schools when the average attendance of pupils shall not be less than ten, was, on motion of Mr. TERRY, taken up out of its order on the calendar.

The bill was read a third time and passed.

No. 381. House bill to amend and re-enact sections 3 and 4 of chapter 141, of the Code relating to the acceptance and payment of bills of exchange, was, on motion of Mr. ROBERTS, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 289. House bill entitled an act to incorporate the Danville and Northampton railroad company, was, on motion of Mr. SCHOOLFIELD, taken up out of its order on the calendar.

The amendment of the Senate was agreed to.

No. 312. House bill to prohibit members of the General Assembly and the judges, and all the salaried officers of the commonwealth, from using free railroad passes and complimentary tickets, was, on motion of Mr. HAY, taken up out of its order on the calendar.

On motion of Mr. HAY, the bill was made a special and continuing order for to-morrow at 10:30 o'clock, A. M.

No. 171. House bill to incorporate the Young Men's christian association of Fincastle, was, on motion of Mr. FEGGAT, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

On motion of Mr. HOGG, the calendar was postponed for two minutes.

Mr. STUART, under a suspension of the rule, presented,

No. 433. House bill to amend and re-enact section 7, chapter 166, of the Code of 1873, as amended by an act entitled an act to amend and re-enact section 7, chapter 166, of the Code of 1873, approved March 18, 1884, as amended by an act entitled an act to amend and re-enact an act entitled an act to amend and re-enact section 7 of chapter 166, Code of 1873, in relation to service of process against or notice to a corporation, approved February 17, 1886; which was read a first time.

Mr. HOGG moved that the committee on asylums and prisons be

discharged from the consideration of Senate bill No. 392, entitled an act to prescribe a condition precedent to the hiring of penitentiary convicts to the Danville and New River railroad company; which motion was agreed to.

The bill was placed on the calendar.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had passed Senate bill entitled an act appropriating public revenues for the fiscal years 1886 and 1887, No. 407; in which they respectfully request the concurrence of the House.

On motion of Mr. RYAN, the House adjourned until to-morrow at 10 o'clock, A. M.

SATURDAY, FEBRUARY 27, 1886.

On motion of Mr. TERRY, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, February 26, 1886.

The Senate have passed with amendments, House bills entitled an act to incorporate the Virginia pharmaceutical association and to regulate the practice of pharmacy and to guard the sale of poisons in the State of Virginia, No. 76; and an act to amend and re-enact section 1, of chapter 514, Acts of 1883-84, entitled an act approved March 9, 1880, respecting wild game, approved March 1884, No. 139.

They have passed House bills entitled an act to amend the 1st section of an act entitled an act to amend the 1st, 2d and 3d sections of an act entitled an act to incorporate the Saltville and Coal Mine railroad company and to change the name to the Norfolk and Cincinnati railroad company, approved January 14, 1882, and to fix the point at which the said company may commence the construction of its road, No. 94; an act to provide the manner of selling the sulphate and other preparations of morphine in the State of Virginia, No. 78; an act to enable the trustees of the Danville female academy to sell the real estate and academy building and turn over the proceeds of sale to the Ladies' benevolent society of Danville, No. 412; an act to amend and re-enact an act approved January 31, 1886, entitled an act to authorize the establishment of a ferry across James river at Columbia, Fluvanna county, Va., &c., No. 224; an act to incorporate the town of Cape Charles, in the county of Northampton, No. 351; an act to amend and re-enact sections 2, 3, 4, 5, 7 and 9 of an act entitled an act to incorporate the Powell's fort mining company, approved March 4, 1878, No. 387; an act to com-

pensate B. F. Bland for legal services rendered the commonwealth, No. 189; an act for the relief of E. G. Edmunds, treasurer of Fauquier county, No. 219; an act to provide compensation to John M. Forbes and M. Boswell Seawell for certain professional services rendered by them respectively in behalf of the commonwealth, No. 184, and an act for the relief of James M. Binford, treasurer of the city of Portsmouth, No. 113.

They have agreed to the amendment proposed by the House of Delegates to Senate bill entitled an act to amend and re-enact the 1st section of an act for the protection of fish in New river and its tributaries, No. 33.

They have passed Senate bills entitled an act to prescribe the times for holding the courts of the fifteenth and sixteenth judicial circuits, No. 405; an act to prescribe the times for the holding of the terms of the courts of the eighth judicial circuit, No. 463; an act to incorporate the Newport News dry dock and construction company, No. 464; an act for the relief A. R. Green, treasurer of Halifax county, No. 303, and an act to authorize the superintendent of the penitentiary by and with the advice and consent of the governor to contract with the Virginia and Kentucky railroad company for the hire of convicts to work on said road, No. 143.

They have agreed to Senate joint resolution to ratify and confirm the contract for the lease of the State hatchery in Wythe county.

In which amendments, bills and resolution they respectfully request the concurrence of the House of Delegates.

No. 76. House bill, was placed on the calendar, the rule having been suspended on motion of Mr. BLACK requiring its reference to a committee.

No. 139. House bill, was placed on the calendar, the rule having been suspended on motion of Mr. MATHEWS, requiring its reference to a committee.

Nos. 405, 463 and 303. Senate bills, were read twice and placed on the calendar, the rule having been suspended on motions severally made, requiring their reference.

No. 143. Senate bill, was read twice, and referred to the committee on asylums and prisons.

No. 464. Senate bill, was read twice, and referred to the committee on roads and internal navigation.

Senate joint resolution to ratify and confirm the contract for the lease of the State hatchery in Wythe county, was read twice and placed on the calendar, the rule having been suspended on motion of Mr. OGLESBY requiring its reference to a committee.

No. 407. Senate bill entitled an act appropriating public revenue for the fiscal years 1886 and 1887, was read twice and placed on the calendar, the rule having been suspended on motion of Mr. HAY requiring its reference to a committee.

No. 372. Senate bill entitled an act to amend and re-enact an act

entitled an act to incorporate the town of Chase City in the county of Mecklenburg, Va., passed April 1, 1873, was reported from the committee on counties, cities and towns.

No. 362. Senate bill entitled an act for the relief of the sureties of J. T. Cecil, late treasurer of Lee county, was reported from the committee on finance.

No. 434. House bill to provide for the working and keeping in repair the public roads and bridges in Amherst county, reported from the committee on counties, cities and towns, was read a first time.

No. 435. House bill to authorize the trustees of Holcombe Hall association to borrow money and to enable them to provide for the repayment of said money, reported from the committee on propositions and grievances, was read a first time.

Mr. THORNE, under a suspension of the rule, presented,

No. 436. House bill to provide for the erection of a statue of Mr. George Peabody of Massachusetts, in the hall of statuary in the capitol at Washington, by all the States which have been beneficiaries of the Peabody education fund; which was read a first time.

Mr. O'BANNON, under a suspension of the rule, presented,

No. 437. House bill for protection of game law in Rappahannock county; which was read a first time.

No. 424. Senate bill entitled an act to incorporate District lodge, No. 15, grand united order of Odd Fellows of the State of Virginia, was reported from the committee on propositions and grievances.

Mr. WISE offered the following resolution:

Resolved, That all the testimony taken before the special committee to investigate the Eastern lunatic asylum be printed, together with the report of said committee, for the use of the members of this House, and that the public may know all the facts and judge for themselves.

The resolution was referred to the committee on asylums and prisons—yeas 35; nays 17.

On motion of Mr. WISE, the vote was recorded as follows:

YEAS—Messrs. Arnold, Buchanan, Burks, Cardwell, Chalmers, Crismond, Dickenson, Downing, Echols, Goad, Hay, Hoge, Holladay, Huffman, Wm. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Noblin, O'Bannon, Payne, Peters, Pollard, Powell, Row, Ryan, Schoolfield, Smith, Taliaferro, Westcott, and Wilkins—35.

NAYS—Messrs. Speaker, Acker, Faulcon, Hurt, Hylton, Mallory, McClintic, Mathews, Mauck, Moss, Nance, Oglesby, Southworth, Thorne, Turner, Waddill, and Wise—17.

On motion of Mr. STUART,

Resolved, That the clerk of the House of Delegates and keeper of the rolls is hereby authorized to employ clerical aid to assist him in the discharge of his duties for a period not exceeding sixty days after the adjournment of the present session, the aggregate of the

compensation of such aid not to exceed that allowed by law to a clerk of a committee.

Leave of absence was granted Messrs. Row one day; FRANKLIN, REID, and BOLLING two days each; GILLS four days, and ACKER and McCLINTIC five days each.

On motion of Mr. HAY,

Resolved, That the chair be vacated this day at 2 o'clock, P. M. and resumed at 4 o'clock, P. M.

The committee on enrolled bills report that the following acts have been approved by the governor:

An act to incorporate the Mechanics and merchants bank, located in the city of Manchester.

An act to amend and re-enact an act to provide for working and keeping in order the public roads in the county of Russell, approved February 25, 1884, and to amend and re-enact an act to amend and re-enact sections 4, 8, and 9 of chapter 156, of the Acts of the General Assembly of 1883-84, in regard to the working of roads in Russell county, Va., approved August 26, 1884.

An act to amend and re-enact sections 1 and 4 of an act to incorporate the Salem and Southwestern railroad company, approved February 20, 1884.

An act to amend and re-enact sections 2, 4, 6, and 7 of an act entitled an act to incorporate the West Rockingham mutual fire insurance company, in force March 22, 1872.

An act to authorize the road board of Central district of Rockingham county to establish a toll-gate on the Dry river road, in said county.

An act to allow the treasurer of Stafford county to collect by levy certain tax bills not returned delinquent.

An act to declare Smith river, in the county of Henry, between certain points, a lawful fence.

An act to amend and re-enact sections 2 and 7 of chapter 114, of the Acts of 1876-77, relative to quarantine commissioners and quarantine medical officers for the district of Elizabeth river and its branches, approved 26th February, 1877.

An act to amend and re-enact section 17 of the charter of Suffolk, as amended by an act entitled an act to amend the charter of the town of Suffolk, approved March 1, 1875.

An act to define and punish champerty.

An act to repeal an act entitled an act providing for a new board of visitors for the University of Virginia, approved April 14, 1882, and to amend and re-enact sections 2, 4, and 5 of chapter 80, of the Code of 1873.

An act to authorize the board of supervisors of Fluvanna county to contract for keeping the roads and bridges of said county in repair and to assess taxes therefor.

An act to incorporate the Smithfield evergreen cemetery, near the town of Smithfield, in the county of Isle of Wight, Va.

An act to incorporate the Grange camp association of Northern Virginia.

An act to incorporate the Wythe, Bland, Carroll, and Grayson telephone company.

An act to incorporate the town of Broadway, in the county of Rockingham, and to repeal chapter 246 of the Acts of 1879-80, approved March 9, 1880, entitled an act to incorporate the town of Broadway, in Rockingham county.

An act to provide a new charter for the town of Wytheville.

An act to incorporate the Durham, Blue Wing, and Clarkesville railroad company.

An act to amend the charter of South Boston, Va.

An act for the relief of William S. Wilkinson.

An act to amend section 3 of chapter 107, of the Code of 1873, relating to who are disabled to be surveyors.

An act to incorporate the Prince George lumber and transportation company.

An act for the relief of James Wray.

An act to incorporate the St. Mary's beneficial and social union.

An act to prescribe the penalty of the bond of the treasurer of Petersburg, to secure the State revenue, and to require weekly settlements of such treasurer.

An act to authorize the board of commissioners of Leesburg district, in Loudon county, to make an additional levy for road expenditures not exceeding five hundred dollars.

An act to prescribe a fence law for the district of Red Bank and a part of the district of Black Walnut, in the county of Halifax.

An act to incorporate James Weedharn lodge, No. 1468, grand united order of Odd Fellows.

An act to amend and re-enact section 17 of chapter 352, of the Acts of Assembly, 1883-84, in relation to providing for the working and repairing of public roads and bridges.

An act to amend and re-enact section 2, chapter 147, of Code of 1873, in relation to warrants for small claims.

An act to authorize the authorities of the city of Winchester to establish water-works and to incur a debt for that purpose.

An act to amend and re-enact sections 51, 76, 77, and 78 of the charter of the city of Richmond, in relation to the collection of taxes.

An act to regulate the practice of dentistry.

An act to give each stockholder a vote for each share he holds in incorporated companies.

An act to provide for submitting the question of liquor license to the qualified voters of the several counties, corporations and magisterial districts.

An act to provide for working and keeping in repair the public roads of Botetourt.

An act for the annual sale of lands returned delinquent after the year 1884.

An act for the repeal of game laws as they apply to the counties of Dinwiddie, Sussex, Greenville, Cumberland, Nottoway, Lunenburg, Amelia and Appomattox.

An act to amend and re-enact sections 3 and 8 of an act approved March 7, 1884, entitled an act to amend and re-enact the charter of the town of North Danville as amended by an act approved August 23, 1884.

An act to amend and re-enact an act to repeal the act passed January 26, 1886, relating to fences, so far as said act applies to Little Mill election district in the county of Sussex, approved March 7, 1884.

An act to prescribe the penalty of the bond of the treasurer of Lynchburg to secure the State revenue and to require weekly settlements of such treasurer.

The morning hour having expired, the House proceeded to the business on the calendar.

Mr. HAY withdrew his motion to reconsider the vote by which No. 124. Senate bill entitled an act for the relief of H. S. Bowen and others sureties of John Thompson, deceased, late treasurer of Tazewell county, was passed.

Special order, No. 312. House bill to prohibit members of the General Assembly and the judges and all salaried officers of the commonwealth from using railroad passes and complimentary tickets, came up.

The question being on ordering the bill to be engrossed to be read a third time,

The hour of 11 o'clock A. M. having arrived, special order,

No. 400. House bill to authorize the auditor of public accounts to borrow money to meet a casual deficit in the revenue to pay the interest on her post liabilities and to create a sinking fund to pay the principal of the debt, came up.

The bill was read a second time.

Mr. FULKERSON of *Washington*, moved to dismiss the bill; which motion was rejected—yeas 32; nays 48.

On motion of Mr. FULKERSON of *Washington*, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Borum, Curlett, Faulcon, A. Fulkerson, Gills, Harris, Hay, Hurt, Jones, C. F. Jordan, W. H. Jordan, Mallory, McCandlish, McClintic, Mathews, Mayo, Moss, Nance, Patton, Powell, Ruggles, Southworth, Starke, Thorne, Tillar, Turner, Waddill, Webb, and Wise—32.

NAYS—Messrs. Speaker, Arnold, Black, Bohannon, Buchanan, Burks, Cardwell, Carter, Chalmers, Cornett, Crismond, Darst, Dickenson, Downing, Dunlop, Echols, Fentress, Figgat, Goad, Hoge, Holladay, Johnson, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Noblin, O'Bannon, Oglesby, Payne, Peters, Pollard, Porter, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Smith, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—48.

Mr. POLLARD offered a substitute for the bill.

The question being on agreeing to the substitute offered by Mr. POLLARD, was put and decided in the negative—yeas 28; nays 49.

On motion of Mr. HAY, the vote was recorded as follows:

YEAS—Messrs. Speaker, Bohannon, Brown, Buchanan, Cardwell, Crismond, Dickenson, Downing, Dupuy, Fentress, Figgat, Goad, Huffman, Johnson, W. I. Jordan, Lawson, Lockett, Loving, Noblin, Peters, Pollard, Porter, Row, Saunders, Schoolfield, Taliaferro, Van Doran, and Wescott—28.

NAYS—Messrs. Acker, Arnold, Bandy, Black, Bolen, Borum, Burks, Carter, Chalmers, Childress, Cornett, Curlett, Dunlop, Echols, A. Fulkerson, L. D. Fulkerson, Gills, Hay, Hoge, Holladay, Hurt, Hylton, C. F. Jordan, W. H. Jordan, Lightner, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Nance, Oglesby, Patton, Payne, Powell, Rice, Roberts, Ruggles, Ryan, Southworth, Starke, Thorne, Tillar, Turner, Waddill, Wilkins, and Wise—49.

The question being on ordering the bill to be engrossed to be read a third time, was put and decided in the affirmative—yeas 48; nays 32.

On motion of Mr. FULKERSON of *Washington*, the vote was recorded as follows:

YEAS—Messrs. Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Carter, Chalmers, Childress, Cornett, Crismond, Darst, Dickenson, Downing, Dunlop, Dupuy, Echols, Fentress, Figgat, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Miller, Noblin, Oglesby, Patton, Peters, Porter, Powell, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Starke, Van Doran, and Wilkins—48.

NAYS—Messrs. Speaker, Acker, Bandy, Borum, Cardwell, Curlett, Gills, Hurt, Hylton, W. H. Jordan, Loving, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Munford, Nance, Payne, Pollard, Ruggles, Southworth, Taliaferro, Terry, Thorne, Tillar, Turner, Waddill, Wescott, and Wise—32.

No. 407. Senate bill entitled an act appropriating public revenues for the fiscal years 1886 and 1887, was on motion of Mr. POLLARD, taken up out of its order on the calendar.

Mr. ECHOLS moved to amend the bill by striking out the word "seventy-five" in the appropriation for the Eastern lunatic asylum, and inserting the word "eighty"; which motion was rejected—yeas 22; nays 39.

The vote was recorded as follows:

YEAS—Messrs. Arnold, Brown, Cardwell, Carter, Darst, Dunlop, Echols, Abram Fulkerson, L. D. Fulkerson, Harris, Hay, C. F. Jordan, Lightner, Oglesby, Patton, Peters, Pollard, Rice, Roberts, Row, Van Doran, and Wilkins—22.

NAYS—Messrs. Speaker, Bandy, Burks, Chalmers, Childress, Cornett, Crismond, Curlett, Dickenson, Downing, Dupuy, Faulcon, Fentress, Goad, Holladay, Hurt, Hylton, Johnson, W. I. Jordan, Lawson, Leftwich, Lockett, Loving, Mallory, McCandlish, McClintic, Mathews, Mauck, Miller, Nance, Noblin, Saunders, Stribling, Taliaferro, Terry, Thorne, Waddill, Wescott, and Wise—39.

Mr. ECHOLS moved to amend the bill by striking out the word "eighty-five" in the appropriation for the Western lunatic asylum, and inserting the word "ninety"; which motion was agreed to—yeas 53; nays 13.

The vote was recorded as follows :

YEAS—Messrs. Speaker, Arnold, Bandy, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Cornett, Dickenson, Dunlop, Echols, Figgat, Abram Fulkerson, L. D. Fulkerson, Harris, Hay, Holladay, Hylton, Johnson, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Mathews, Mayo, Miller, Munford, Nance, Noblin, Oglesby, Patton, Peters, Pollard, Rice, Roberts, Row, Saunders, Southworth, Starke, Taliaferro, Thorne, Tillar, Turner, Van Doran, Waddill, Wilkins, and Wise—53.

NAYS—Messrs. Burks, Childress, Crismond, Downing, Goad, Hurt, Loving, Malory, McClintic, Mauck, Stribling, Terry, and Wescott—13.

Mr. MAYO moved to amend the bill by striking out the words "six hundred" in the pay of the adjutant-general, and inserting the words "fifteen hundred"; which motion was agreed to—yeas 52; nays 20.

The vote was recorded as follows :

YEAS—Messrs. Speaker, Acker, Arnold, Bandy, Black, Brown, Buchanan, Cardwell, Carter, Chalmers, Childress, Curlett, Darst, Dickenson, Dunlop, Dupuy, Echols, Faulcon, Fentress, Figgat, Harris, Hay, Johnson, Jones, W. H. Jordan, Wm. I. Jordan, Leftwitch, Mallory, Mathews, Mayo, Miller, Munford, Nance, Oglesby, Patton, Payne, Peters, Pollard, Porter, Rice, Roberts, Row, Ruggles, Ryan, Saunders, Starke, Taliaferro, Thorne, Tillar, Turner, Waddill, and Wise—52.

NAYS—Messrs. Burks, Cornett, Crismond, L. D. Fulkerson, Goad, Holladay, Hurt, C. F. Jordan, Lightner, Lockett, Loving, McCandlish, McClintic, Mauck, Noblin, Southworth, Stribling, Terry, Van Doran, and Wescott—20.

On motion of Mr. POLLARD, the bill was amended by striking out in page 4 of the engrossed bill the words "three thousand" for printing and binding reports, and inserting "two thousand."

On motion of Mr. POLLARD, the bill was amended by striking out the words "expert in auditor's office, two thousand dollars," and inserting "expert in auditor's office, fifteen hundred dollars."

On motion of Mr. WESCOTT, the bill was amended by striking out "eleven clerks in office of auditor of public accounts, eleven thousand six hundred dollars" and inserting in lieu thereof, the following: "clerk of accounts, one thousand two hundred dollars; first clerk, one thousand two hundred and eighty dollars; second first clerk, one thousand one hundred and forty dollars; first auditing clerk, one thousand two hundred dollars; second auditing clerk, one thousand one hundred and forty dollars; license clerk, one thousand one hundred dollars; delinquent land clerk, nine hundred and sixty dollars; examining clerk, one thousand one hundred and forty dollars; examining clerk, one thousand one hundred and forty dollars; filing clerk, nine hundred and sixty dollars; additional clerk, nine hundred dollars"—yeas 59; nays 1.

The vote was recorded as follows :

YEAS—Messrs. Addington, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Chalmers, Childress, Curlett, Darst, Dickenson, Dunlop, Dupuy, Echols, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Huffman, Hurt, Hylton, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Mallory,

Mathews, Mauck, Mayo, Miller, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Powell, Roberts, Row, Ruggles, Ryan, Saunders, Schoolfield, Southworth, Starke, Taliaferro, Terry, Thorne, Van Doran, Waddill, Wescott, and Wilkins—59.
 NAYS—Mr. Cornett—1.

On motion of Mr. POLLARD, the bill was amended by striking out "three thousand dollars" (for clerks in office of secretary of the commonwealth) and inserting "two thousand dollars."

Mr. CARDWELL moved to strike out "fifteen hundred dollars" (pay of commissioner of agriculture) and insert "two thousand dollars."

Pending which,

The hour of 2 o'clock P. M. having arrived, the chair was vacated until 4 o'clock, P. M.

EVENING SESSION.

The chair was resumed at 4 P. M.

Mr. HAY moved that the House do now adjourn; which motion was rejected—nays 51.

On motion of Mr. HAY, the vote was recorded as follows:

NAYS—Messrs. Speaker, Arnold, Black, Brown, Buchanan, Burks, Cardwell, Chalmers, Darst, Downing, Dupuy, Echols, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Hay, Hurt, Hylton, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Loving, Mallory, McClandish, McClintic, Mathews, Mauck, Miller, Munford, Noblin, O'Bannon, Patton, Payne, Peters, Pollard, Powell, Ruggles, Ryan, Saunders, Schoolfield, Southworth, Terry, Thorne, Tillar, Van Doran, Wescott, and Wilkins—51.

Mr. ECHOLS moved to amend the bill by striking out on page 13 in the appropriation for the Western lunatic asylum, the word "eighty-five" and inserting the word "ninety"; which motion was rejected—yeas 32; nays 20.

The vote was recorded as follows:

YEAS—Messrs. Arnold, Black, Bolen, Brown, Chalmers, Cornett, L. D. Fulkerson, Hay, Johnson, C. F. Jordan, Lawson, Leftwitch, Lightner, Loving, McCandlish, Mathews, Mayo, Miller, Oglesby, Patton, Payne, Peters, Powell, Row, Saunders, Southworth, Taliaferro, Thorne, Tillar, Van Doran, Waddill, and Wescott—32.

NAYS—Messrs. Speaker, Burks, Cardwell, Crismond, Curlett, Darst, Dickenson, Echols, Figgat, Goad, Hurt, Hylton, Wm. I. Jordan, McClintic, Mauck, Noblin, Pollard, Ruggles, Terry, and Wilkins—20.

Mr. ECHOLS entered a motion to reconsider the vote by which the amendment was rejected.

Mr. MAYO moved to amend the bill by striking out on page 13, the words "six hundred" as the pay of the adjutant-general, and inserting the words "fifteen hundred"; which motion was rejected—yeas 32; nays 12—no quorum voting.

The vote was recorded as follows:

YEAS—Messrs. Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Chalmers, Curlett, Darst, Dickenson, Echols, Fentress, Abram Fulkerson, Hay, Lawson, Leftwitch, Loving, Mathews, Mayo, Munford, Oglesby, Patton, Payne, Peters, Pollard, Roberts, Row, Ryan, Saunders, Waddill, and Wescott—32.

NAYS—Messrs. Burks, Cornett, Figgat, L. D. Fulkerson, Goad, Hurt, C. F. Jordan, Mallory, McClintic, Mauck, Powell, and Schoolfield—12.

Mr. HAY moved that the House do now adjourn; which motion was rejected—yeas 12; nays 51.

On motion of Mr. MUNFORD, the vote was recorded as follows:

YEAS—Messrs. Brown, Cardwell, Curlett, Figgat, Abram Fulkerson, Lawson, Lightner, Munford, Noblin, Ruggles, Southworth, and Waddill—12.

NAYS—Messrs. Arnold, Black, Bohannon, Bolen, Buchanan, Burks, Chalmers, Childress, Darst, Dickenson, Downing, Dunlop, Dupuy, Echols, Fentress, L. D. Fulkerson, Goad, Hay, Hoge, Hurt, Hylton, Johnson, C. F. Jordan, Wm. I. Jordan, Loving, Mallory, McCandlish, McClintic, Mathews, Mauck, Mayo, Miller, Patton, Payne, Peters, Pollard, Powell, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Starke, Taliaferro, Terry, Thorne, Tillar, Van Doran, Wescott, and Wilkins—51.

The question recurring on the motion of Mr. MAYO to amend the bill, was put and decided in the negative—yeas 41; nays 16.

The vote was recorded as follows:

YEAS—Messrs. Speaker, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Chalmers, Curlett, Darst, Dickenson, Dunlop, Dupuy, Echols, Fentress, Abram Fulkerson, Hay, Johnson, Wm. I. Jordan, Lawson, Leftwitch, Mathews, Mayo, Munford, Noblin, Oglesby, Patton, Payne, Peters, Pollard, Rice, Row, Ryan, Saunders, Schoolfield, Starke, Taliaferro, Tillar, Waddill, Wescott, and Wilkins—41.

NAYS—Messrs. Burks, Crismond, Figgat, L. D. Fulkerson, Goad, Hurt, Hylton, C. F. Jordan, Mallory, McCandlish, McClintic, Mauck, Powell, Roberts, Terry, and Van Doran—16.

Mr. FIGGAT moved to reconsider the vote by which the amendment was rejected.

On motion of Mr. MAYO, the motion to reconsider was passed by.

Mr. WESCOTT moved to amend the bill in the appropriation for the auditor's office, by striking out "eleven clerks in office of auditor of public accounts eleven thousand six hundred dollars;" and inserting "clerk of accounts, one thousand two hundred dollars; first clerk, one thousand two hundred and eighty dollars; second first clerk, one thousand one hundred and forty dollars; first auditing clerk, one thousand two hundred dollars; second auditing clerk, one thousand one hundred and forty dollars; license clerk, one thousand one hundred dollars; delinquent land clerk, nine hundred and sixty dollars; examining clerk, one thousand and forty dollars; examining clerk, one thousand and forty dollars; filing clerk, nine hundred and sixty dollars; additional clerk, nine hundred dollars"; which motion was agreed to—yeas 56.

The vote was recorded as follows:

YEAS—Messrs. Speaker, Addington, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Chalmers, Childress, Crismond, Curlett, Dickenson, Dupuy,

Echols, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Hay, Huffman, Hurt, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Mallory, McClintic, Mathews, Mauck, Mayo, Miller, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Powell, Rice, Row, Ryan, Saunders, Schoolfield, Southworth, Taliaferro, Terry, Van Doran, Waddill, Wescott, and Wilkins—56.

A message was received from the Senate by Mr. REID, who informed the House that the Senate has passed No. 366. Senate bill entitled an act to incorporate the Henderson, Roanoke and Virginia railroad company; in which they respectfully request the concurrence of the House.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate has passed No. 468. Senate bill entitled an act to amend section 15 of chapter 20, of the Code of 1873, as amended by chapter 127 of Acts of Extra Session of 1884, entitled an act to amend section 15 chapter 20, of the Code of 1873, in regard to the doorkeeper to the executive, messenger to the governor and secretary of the commonwealth; in which they respectfully request the concurrence of the House.

The SPEAKER laid before the House a communication from the governor as follows:

COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND, VA., *February 27, 1886.*

To the General Assembly:

I respectfully call the attention of the General Assembly to the resignation herewith enclosed of W. D. Smith as a member of the electoral board of Patrick county.

Very respectfully,

FITZHUGH LEE.

The communication was referred to the committee of privileges and elections.

On motion of Mr. CARDWELL, the House adjourned until Monday next at 10 o'clock, A. M.

MONDAY, MARCH 1, 1886.

On motion of Mr. THORNE, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, February 27, 1886.

The Senate have passed with amendments, House bills entitled an act to authorize the qualified voters of the county of Hanover to vote on the question of removing the county courthouse of said

county to the town of Ashland, No. 404, and an act to incorporate the Union State grand tabernacle of the imperial order of Galilean fishermen, No. 1, of the State of Virginia, No. 279.

They have passed House bills entitled an act for the relief of Thomas Spencer, administrator of E. W. Couch, late treasurer of Petersburg, No. 318; an act authorizing the auditor of public accounts to allow to S. Russell Smith, treasurer of Culpeper county, credit for the sum of sixty-four dollars and seventy-five cents amount of erroneous license tax charged against him, No. 191; an act to allow John W. Richardson, treasurer of Smyth county, further time to levy and collect certain tax tickets, No. 332; an act to incorporate the St. Paul fountain, No. 8, united order of true reformers, No. 278; an act to incorporate Ebenezer lodge, No. 1482, of the Grand united order of odd fellows of the city of Richmond, No. 169; an act to provide for the disposition of certain moneys in the hands of the treasurer of Amelia county, which, prior to the abolition of the township system in this State, had been collected under township levies, No. 371; an act to amend the charter of the city of Fredericksburg, No. 227; an act to incorporate the Henry and Roanoke railway company, No. 249; an act to extend and declare the criminal and police jurisdiction of the corporation court and authorities of the city of Fredericksburg, No. 250; an act for making or repairing division fences between coterminous land owners in the county of Amherst, No. 265; an act to amend and re-enact an act entitled an act to incorporate the town of Martinsville, in the county of Henry, No. 321; an act to provide for removing obstructions in Buffalo and Spring Creeks, in Prince Edward county, No. 324; an act to amend and re-enact section 4 of the charter of the New River and Chambers Valley railroad company, No. 307; an act declaring the North fork of Clinch river in the county of Scott a public highway, No. 387; an act to authorize the treasurer of Augusta county to carry forward certain unproductive balances on county levies, No. 336; an act to amend and re-enact section 4 of an act approved April 22, 1882, constituting the town of Abingdon a separate school district, No. 274; an act to amend and re-enact section 3 of an act approved March 9, 1880, as amended by an act approved March 18, 1884, in relation to wild game, No. 338; an act for the further protection of fish in the county of Patrick, No. 300; an act for relief of C. W. Sullivan, treasurer of Montgomery county, No. 367; an act to incorporate the Ideal Beach railroad company from Norfolk city to Sand Bridge in the county of Princess Anne, No. 291; an act to allow George W. Bishop and John W. Smith to erect a wharf at Franklin City, No. 376; an act to authorize and enforce the Norfolk and Virginia Beach railroad company to exercise control over the lands sold at Virginia Beach for the proper regulation of drainage and other sanitary matters, No. 382; an act to amend and re-enact section 12 of an act entitled an act to authorize the board of supervisors of Nelson county to let to contract the public roads of said county and levy a tax to

keep the same in order, approved March 14, 1884, No. 377; an act to authorize the board of supervisors of Shenandoah county to contract for keeping the roads and bridges of said county in repair and to assess taxes therefor, No. 340; an act to incorporate the Appomattox Red House and Hat Creek railroad company, No. 401; an act to provide for making or repairing division fences between co-terminous land owners in the county of Russell, No. 397; an act to repeal so much of the act to provide for keeping the paupers in the counties of Scott, Lee, Grayson, Carroll, Floyd, Goochland, Bedford, Mathews, Rockingham and Amherst, approved March 12, 1878, and of all acts and parts of acts amendatory thereof as refer to Goochland county, No. 398; an act to declare all dogs in the city of Richmond and in the county of Henrico and city of Manchester to be deemed property in the meaning of the criminal law, No. 385; an act to provide for a new assessment of the real estate of Tanner's Creek magisterial district of Norfolk, No. 370; an act to increase the corporate limits of the town of Bowling Green in Caroline county, No. 358; an act to incorporate the Lynchburg young men's christian association, No. 346; an act to incorporate the Lynchburg perpetual building and loan company, No. 345; an act to amend and re-enact section 5 of an act entitled an act to incorporate the Danville and New River Narrow-Gauge railroad company, approved March 20, 1878, as amended by acts approved March 20, 1879, and by March 6, 1882, No. 364; an act to amend and re-enact section 3 of an act entitled an act to amend and re-enact sections 2, 3, 4 and 6 of an act to incorporate the Norfolk and Sewell Point railway company, approved March 22, 1872, and to change the name of said company, approved January 14, 1882, as to issuing of mortgage bonds, No. 349; an act to provide for the building of bridges and causeways and the repairs thereof, No. 394, and an act declaring the North fork of Clinch river in the county of Scott a public highway, No. 337.

They have agreed to House joint resolution extending the time to the Richmond and Alleghany railroad company to place fishways, &c., across James river, No. 185; and an act to allow John W. Sturgis to erect a wharf on Accohannock creek in Accomac county, No. 396.

They have agreed to the amendments of the House of Delegates to Senate bills entitled an act for the relief of Robert M. Hutchinson and George R. Land, administrator of Samuel G. Farrar, late treasurer of the county of Mecklenburg, No. 48, and an act to amend and re-enact an act approved December 1, 1884, entitled an act to amend and re-enact an act approved March 17, 1884, entitled an act for the relief of the sureties of Charles W. Walker, late treasurer of Giles county, No. 130.

They have passed Senate bills entitled an act to confirm the charter of the Richmond exchange for woman's work, No. 296, and an act to amend the charter of Lynchburg by adding an additional chapter thereto, No. 396.

In which amendments and bills they respectfully request the concurrence of the House of Delegates.

Nos. 404 and 279. House bills were placed on the calendar, the rule having been suspended on motions severally made requiring their reference to committees.

Nos. 396 and 296. Senate bills were read twice and placed on the calendar, the rule having been suspended on motions severally made requiring their reference to committees.

No. 468. Senate bill entitled an act to amend section 15 of chapter 20 of the Code of 1873, as amended by chapter 127 of Acts of Extra Session of 1884, entitled an act to amend section 15 chapter 20 of the Code of 1873, in regard to the door-keeper to the executive, messenger to the governor, and secretary of the commonwealth, was read twice and placed on the calendar, the rule having been suspended on motion of Mr. TERRY, requiring its reference to a committee.

No. 366. Senate bill entitled an act to incorporate the Henderson, Roanoke and Virginia railroad company, was read twice and placed on the calendar, the rule having been suspended on motion of Mr. DUNLOP, requiring its reference to a committee.

No. 368. Senate bill entitled an act to amend and re-enact an act entitled an act incorporating Marshall lodge No. 39, of Free and Accepted Masons, approved January 14, 1848, was reported from the committee on propositions and grievances.

Mr. FULKERSON of *Washington*, offered the following resolution :

Resolved, That it is the sense of the House of Delegates of Virginia that the proposition now pending in the Congress of the United States to place foreign iron ores on the free list is unwise, and if adopted will greatly injure the iron interests of this State, and retard the development of the same.

The House refused to refer the resolution to a committee.

The resolution was agreed to—yeas 48; nays 14.

On motion of Mr. SAUNDERS, the vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Arnold, Bandy, Black, Burks, Cardwell, Carter, Curlett, Dabney, Dickenson, Echols, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Holladay, Hurt, Hylton, Jones, C. F. Jordan, Leftwitch, Lightner, Mallory, McCandlish, McClintic, Mathews, Mauck, Mayo, Moss, Munford, O'Bannon, Oglesby, Peters, Porter, Powell, Rice, Roberts, Row, Schoolfield, Southworth, Starke, Terry, Thorne, Van Doran, Waddill, and Webb—48.

NAYS—Messrs. Bohannon, Brown, Chalmers, Dupuy, Fentress, Hay, Wm. I. Jordan, Lawson, Loving, Noblin, Payne, Pollard, Saunders, and Weecott—14.

Mr. FENTRESS, under a suspension of the rule, presented,

No. 438. House bill to protect wild game in the waters of Back bay and its tributaries, in the county of Princess Anne, which was read a first time.

The following were presented and referred under rule 37 :

By Mr. WADDILL: A bill to provide for the compensation of the special House committee, appointed in 1883-4, to continue and complete the investigation of the books, &c., of the first auditor's office.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 416. House bill to allow R. R. Hume, treasurer of Hanover county, further time to levy and collect certain tax-tickets, licenses, and levies, was, on motion of Mr. CARDWELL, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

No. 253. House bill to repeal section 19, of chapter 60, Acts of 1878-9, in relation to fines, was on motion of Mr. MALLORY, taken up out its order on the calendar.

The bill was read a second time.

Mr. MALLORY offered a substitute for the bill.

The substitute was agreed to.

The bill as amended, was ordered to be engrossed to be read a third time.

No. 433. House bill to amend and re-enact section 7, chapter 166, of the Code of 1873, as amended by an act approved March 18, 1884, entitled an act to amend and re-enact section seven, chapter 166, of Code of 1873, as amended by an act entitled an act to amend and re-enact section 7, of chapter 166, Code of 1873, approved February 17, 1886, in relation to service of process against or notice to a corporation, was, on motion of Mr. STUART, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

The bill being presently engrossed, Mr. STUART moved that the bill be read a second time this day; which motion was agreed to, two-thirds in the House so determining.

The bill was read a third time and passed.

Mr. STUART moved to reconsider the vote by which the bill was passed, which motion was rejected.

Ordered, That Mr. STUART carry the bill to the Senate and request their concurrence.

No. 407. Senate bill entitled an act appropriating public revenues for the fiscal year 1886-7, was, on motion of Mr. POLLARD, taken up out of its order and placed on the calendar.

The question being on agreeing to the motion made by Mr. FROGAT, to reconsider the vote by which the House refused to strike out "six hundred dollars" and insert "fifteen hundred dollars" as the pay of the adjutant-general for the year 1887, was put and decided in the affirmative.

The question recurring on the motion to strike out "six hundred"

and insert "fifteen hundred dollars," was put and decided in the affirmative—yeas 52; nays 18.

The vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Brown, Buchanan, Cardwell, Carter, Chalmers, Curlett, Dabney, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, Harris, Hay, Hoge, Hylton, Johnson, Jones, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Loving, Mallory, Mathews, Mayo, Munford, Noblin, O'Bannon, Patton, Payne, Peters, Pollard, Powell, Rice, Row, Ruggles, Ryan, Saunders, Schoolfield, Shields, Smith, Taliaferro, Waddill, and Wescott—52.

NAYS—Messrs. Acker, Addington, Burks, Cornett, L. D. Fulkerson, Goad, Holladay, Hurt, C. F. Jordan, Lightner, McCandlish, McClintic, Mauck, Moss, Roberts, Southworth, Stribling, and Webb—18.

Mr. **CARDWELL** move to amend the bill by striking out "fifteen hundred" and inserting "two thousand" on page six as the pay of the commissioner of agriculture, which motion was rejected—yeas 23; nays 39.

The vote was recorded as follows:

YEAS—Messrs. Arnold, Black, Brown, Cardwell, Curlett, Dickenson, Dunlop, Dupuy, Echols, Figgat, Goad, Hay, Wm. I. Jordan, Leftwitch, Mallory, Munford, Patton, Payne, Powell, Rice, Saunders, Schoolfield, and Taliaferro—23.

NAYS—Messrs. Speaker, Acker, Addington, Bohannon, Buchanan, Burks, Chalmers, Childress, Dabney, Darst, Eastwood, Fentress, L. D. Fulkerson, Hoge, Holladay, Hurt, Hylton, Johnson, Jones, C. F. Jordan, W. H. Jordan, Lawson, Loving, McCandlish, McClintic, Mathews, Mauck, Mayo, Moss, Noblin, O'Bannon, Peters, Pollard, Roberts, Ruggles, Southworth, Stribling, Van Doran, and Wescott—39.

Mr. **BLACK** moved to amend the bill by inserting the following: "For the conversion of the building now used as a barracks at the Agricultural and Mechanical college, Blacksburg, into a machine shop, and to provide the necessary machinery to equip the same; and for the conversion of the building known as, the Commencement hall at said college into temporary barracks, ten thousand dollars or so much thereof as may be found necessary: provided that the expenditure shall be made under the direction of the board of visitors of said college, and furthermore that the plans and specifications of said changes shall have the approval of the governor before the work is commenced;" which motion was rejected—yeas 16; nays 40.

The vote was recorded as follows:

YEAS—Messrs. Arnold, Black, Cardwell, Cornett, Curlett, Echols, Figgat, Hoge, Hylton, C. F. Jordan, Mathews, Oglesby, Patton, Rice, Ruggles, and Starke—16.

NAYS—Messrs. Speaker, Bandy, Bohannon, Brown, Burks, Chalmers, Childress, Dabney, Darst, Dickenson, Fentress, Goad, Hay, Holladay, Hurt, Jones, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mallory, McCandlish, Mauck, Moss, O'Bannon, Pollard, Porter, Powell, Roberts, Saunders, Smith, Southworth, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—40.

Mr. **MAYO** moved to amend the bill by striking out "five thousand

dollars" on page 16, to pay the interest and partial extinguishment of the floating debt of the Virginia military institute, and inserting "twenty-five thousand dollars" to pay the floating debt of said institution; which motion was rejected—yeas 29; nays 34.

The vote was recorded as follows:

YEAS—Messrs. Arnold, Black, Brown, Buchanan, Cardwell, Chalmers, Curlett, Darst, Dunlop, Dupuy, Fentress, Figgat, Hay, Hoge, C. F. Jordan, Lawson, Leftwich, Loving, Mayo, O'Bannon, Patton, Peters, Pollard, Rice, Roberts, Row, Schoolfield, Shields, and Van Doran—29.

NAYS—Messrs. Acker, Bandy, Bolen, Carter, Childress, Dabney, Dickenson, A. Fulkerson, Goad, Holladay, W. H. Jordan, W. I. Jordan, Lightner, Mallory, McCandlish, Mauck, Moss, Miller, Noblin, Oglesby, Porter, Ryan, Saunders, Sebrell, Southworth, Stribling, Taliaferro, Terry, Thorne, Turner, Waddill, Webb, Wescott, and Wilkins—34.

Mr. FULKERSON of *Washington*, moved to reconsider the vote by which the amendment was rejected, which motion was agreed to.

The question recurring on the motion of Mr. MAYO to amend the bill, was put and decided in the affirmative—yeas 51; nays 18.

The vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Cardwell, Chalmers, Cornett, Curlett, Darst, Dickenson, Dunlop, Eastwood, Echols, Fentress, Figgat, A. Fulkerson, L. D. Fulkerson, Hay, Hurt, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Mallory, McCandlish, Mayo, Moss, Miller, Munford, O'Bannon, Patton, Payne, Peters, Pollard, Powell, Rice, Roberts, Row, Saunders, Schoolfield, Shields, Taliaferro, Thorne, Van Doran, Waddill, Wescott, and Wilkins—51.

NAYS—Messrs. Acker, Burks, Carter, Dabney, Downing, Goad, Hoge, Holladay, Huffman, Mathews, Porter, Ruggles, Ryan, Sebrell, Southworth, Stribling, Terry, and Webb—18.

Special order, No. 400. House bill to authorize the auditor of public accounts to borrow money to meet a casual deficit in the revenue to pay the interest on her post liabilities and to create a sinking fund to pay the principal of the debt, came up.

The question being on the passage of the bill, was put and decided in the affirmative—yeas 51; nays 25.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bolen, Brown, Buchanan, Burks, Carter, Chalmers, Childress, Cornett, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, O'Bannon, Oglesby, Patton, Peters, Porter, Powell, Rice, Roberts, Ryan, Schoolfield, Sebrell, Shields, Starke, Wescott, and Wilkins—51.

NAYS—Messrs. Acker, Addington, Cardwell, Hurt, Jones, W. H. Jordan, McCandlish, Mauck, Munford, Nance, Noblin, Payne, Pollard, Row, Ruggles, Saunders, Southworth, Taliaferro, Terry, Thorne, Turner, Van Doran, Waddill, Webb, and Wise—25.

Mr. FULKERSON of *Washington*, moved to reconsider the vote by which the bill was passed, which motion was rejected.

Ordered, That Mr. FULKERSON of *Washington*, carry the bill to the Senate, and request their concurrence.

No. 407. Senate bill (appropriation bill) again, came up.

On motion of Mr. WADDILL, the bill was amended by striking out "one thousand dollars" and inserting "five hundred dollars" as the pay to the clerk of the attorney-general for 1887.

Mr. POLLARD entered a motion to reconsider the vote by which the amendment was agreed to.

The motion entered by Mr. ECHOLS to reconsider the vote by the House refused to strike out "\$85,000" and insert "\$90,000" in the appropriation for the Western Lunatic asylum for the fiscal year 1887, was put and decided in the affirmative.

The question recurring on the motion to strike out \$85,000 and insert \$90,000, was put and decided in the affirmative—yeas 51; nays 23.

The vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Arnold, Black, Brown, Cardwell, Carter, Chalmers, Curlett, Dabney, Dickenson, Dunlop, Dupuy, Echols, Fentress, Figgat, L. D. Fulkerson, Harris, Hay, Holladay, Hylton, Jones, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Mallory, McCandlish, McClintic, Mathews, Mayo, Miller, Nance, O'Bannon, Oglesby, Patton, Pollard, Powell, Rice, Row, Saunders, Southworth, Taliaferro, Thorne, Turner, Van Doran, Waddill, Webb, and Wise—51.

NAYS—Messrs. Bandy, Bohannon, Bolling, Burks, Darst, Downing, Goad, Hoge, Huffman, Hurt, Johnson, Lockett, Mauck, Noblin, Payne, Peters, Roberts, Ryan, Schoolfield, Sebrell, Shields, Stribling, and Wescott—23.

Mr. DABNEY moved to amend the bill by inserting after the word "institution" in the appropriation for the University of Virginia for 1887, on page 16, the following: "and an additional sum of five thousand dollars is appropriated to pay the ten five hundred dollars six per cent. bonds of said institution;" which motion was rejected—yeas 30; nays 31.

The vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Arnold, Black, Bohannon, Brown, Buchanan, Chalmers, Curlett, Dabney, Dunlop, Echols, Hay, C. F. Jordan, Lawson, Leftwitch, Lightner, Mayo, Nance, Payne, Peters, Rice, Row, Saunders, Schoolfield, Taliaferro, Van Doran, Waddill, Wilkins, and Wise—30.

NAYS—Messrs. Addington, Bandy, Burks, Carter, Cornett, Dickenson, Downing, Dupuy, Eastwood, Fentress, Goad, Hoge, Holladay, Huffman, Hurt, Hylton, Jones, Lockett, Mathews, Mauck, Oglesby, Pollard, Roberts, Ruggles, Ryan, Sebrell, Southworth, Stribling, Terry, Thorne, and Wescott—31.

Mr. NOBLIN moved to amend the bill by inserting, "to compensate members of the special committee appointed November 29, 1884, to investigate affairs in the office of the auditor of public accounts, two thousand dollars to be paid as follows: To John B. Moon, \$1,000; to Robert T. Barton, \$250; to M. W. Hazlewood, \$750.

Mr. DABNEY moved to strike out "John B. Moon, \$1,000;" which motion was rejected.

The amendment offered by Mr. NOBLIN, was rejected—yeas 27; nays 24.

The vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Arnold, Brown, Curlett, Darst, Dunlop, Harris, Jones, Wm. H. Jordan, Leftwich, Loving, McClintic, Mathews, Miller, Nance, Noblin, Pollard, Row, Ruggles, Saunders, Schoolfield, Taliaferro, Van Doran, Wescott, and Wise—27.

NAYS—Messrs. Bandy, Cardwell, Chalmers, Childress, Dickenson, Dupuy, Echols, Fentress, L. D. Fulkerson, Goard, Hay, Hoge, Holladay, Huffman, C. F. Jordan, Lawson, Lightner, Lockett, Mallory, Moss, Rice, Roberts, Ryan, and Terry—24.

Mr. CARDWELL moved to reconsider the vote by which the amendment was rejected; which motion was agreed to.

The question recurring on agreeing to the amendment, was put and decided in the negative—yeas 33; nays 28.

The vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Arnold, Bandy, Bohannon, Bolling, Brown, Burks, Curlett, Darst, Dunlop, Faulcon, Hylton, W. H. Jordan, Wm. I. Jordan, Leftwich, Loving, McCandlish, McClintic, Mathews, Miller, Nance, Noblin, Pollard, Porter, Ruggles, Saunders, Schoolfield, Taliaferro, Van Doran, Waddill, Wescott, and Wise—33.

NAYS—Messrs. Black, Cardwell, Chalmers, Dickenson, Dupuy, Eastwood, Echols, Fentress, Figgat, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, C. F. Jordan, Lawson, Lightner, Lockett, Moss, O'Bannon, Payne, Peters, Powell, Roberts, Stribling, and Terry—28.

A message was received from the Senate by Mr. HURT, who informed the House that the Senate had agreed to a concurrent resolution as follows:

Resolved (the House of Delegates concurring), That the present session of the General Assembly of Virginia be and the same is hereby extended for a period not exceeding five days from the 1st day of March, 1886.

The SPEAKER laid the concurrent resolution before the House.

The House refused to refer the resolution to a committee—yeas 6; nays 65.

On motion of Mr. HAY, the vote was recorded as follows:

YEAS—Messrs. Curlett, Jones, W. H. Jordan, McCandlish, Mauck, and Southworth—6.

NAYS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—65.

The concurrent resolution was agreed to—yeas 66; nays 15.

The vote was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Cornett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, A. Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mallory, Mayo, Miller, Munford, Noblin, O'Bannon, Oglesby, Patton, Payne, Peters, Pollard, Porter, Powell, Rice, Roberts, Row, Ryan, Saunders, Schoolfield, Sebrell, Shields, Smith, Starke, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—66.

NAYS—Messrs. Acker, Addington, Bandy, Curlett, Jones, W. H. Jordan, McCandlish, McClintic, Mathews, Mauck, Ruggles, Southworth, Thorne, Turner, and Webb—15.

Mr. STUART moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Ordered, That Mr. STUART inform the Senate that the House has agreed to the concurrent resolution.

The hour of 2 o'clock P. M. having arrived, the chair was vacated until 4 o'clock P. M.

— EVENING SESSION.

The chair was resumed at 4 P. M.

The House resumed the consideration of the appropriation bill.

Mr. POLLARD moved to amend the bill by striking out on pages 18 and 19 all in relation to the literary fund; which motion was agreed to.

Mr. MAYO moved to amend the bill by inserting after the words "so forth" on page 19, the words "funded down to the 30th of September, 1886"; which motion was rejected.

Mr. SMITH moved to amend the bill by inserting "one hundred and eighty-two dollars per annum to keep in operation two telephones to the capitol and one to the governor's mansion;" which motion was rejected—yeas 41; nays 12.

The vote was recorded as follows:

YEAS—Messrs. Speaker, Bohannon, Brown, Buchanan, Cardwell, Chalmers, Cornett, Curlett, Dabney, Dickenson, Downing, Dupuy, Eastwood, Echols, Fentress, Figgat, Hay, Hoge, Holladay, Huffman, Johnson, Leftwitch, Lightner, Loving, Mathews, Miller, Munford, Noblin, O'Bannon, Peters, Pollard, Powell, Roberts, Ryan, Saunders, Schoolfield, Shields, Smith, Starke, Taliaferro, and Wescott—41.

NAYS—Messrs. Acker, Addington, Goad, Hylton, Mallory, Martin, Moss, Nance, Southworth, Turner, Webb, and Wise—12.

On motion of Mr. POLLARD, the bill was amended in 4th line, page 11, after the word "pay," by inserting "one half."

Mr. POLLARD moved to amend the bill by striking out the "fourth clerk in treasurer's office" on page 5, and inserting "temporary clerk

twelve hundred dollars;" which motion was agreed to—yeas 55; nays 5.

The vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Addington, Bohannon, Brown, Buchanan, Burks, Cardwell, Chalmers, Curlett, Dabney, Dickenson, Downing, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mallory, Mayo, Moss, Miller, Munford, Noblin, Payne, Pollard, Powell, Rice, Roberts, Ryan, Saunders, Schoolfield, Shields, Smith, Southworth, Starke, Taliaferro, Terry, Thorne, Wescott, and Wilkins—55.

NAYS—Messrs. Hurt, Hylton, W. H. Jordan, Martin, and Mathews—5.

On motion of Mr. POLLARD, the bill was amended by striking out "\$3,000," in Virginia Reports 1887, on page 13, and inserting "\$2,000."

Mr. POLLARD moved to amend the bill by striking out, on page 13, the words "fourth clerk in his office, \$960," and inserting "temporary clerk, \$1,200"; which motion was agreed to—yeas 54; nays 7.

The vote was recorded as follows:

YEAS—Messrs. Speaker, Bohannon, Brown, Buchanan, Burks, Cardwell, Chalmers, Childress, Dabney, Dickenson, Downing, Eastwood, Echols, Fentress, Abram Fulkerson, L. D. Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Mallory, Miller, Munford, Noblin, O'Bannon, Pollard, Powell, Rice, Roberts, Ruggles, Ryan, Saunders, Schoolfield, Sebrell, Shields, Smith, Southworth, Starke, Taliaferro, Terry, Thorne, Turner, Van Doran, Wescott, and Wilkins—54.

NAYS—Messrs. Bandy, Faulcon, Gills, Martin, Mauck, Webb, and Wise—7.

Mr. CARDWELL moved to amend the bill by inserting in the appropriations for 1886, the words, "to pay applications of disabled soldiers on file February 23, 1886, in the office of the auditor of public accounts in class 2, under the act approved February 25, 1884, entitled an act to give aid to the citizens of Virginia, wounded and maimed during the late war while serving as soldiers or marines, and remaining unpaid for the want of an appropriation, six thousand dollars or as much thereof as may be required," which motion was agreed to—yeas 70.

The vote was recorded as follows:

AYES—Messrs. Speaker, Acker, Addington, Arnold, Bandy, Black, Bohannon, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Childress, Curlett, Dabney, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgat, Franklin, Abram Fulkerson, L. D. Fulkerson, Gills, Goad, Hay, Hoge, Holladay, Huffman, Hurt, Hylton, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, McCandlish, McClintic, Mayo, Miller, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Powell, Rice, Roberts, Ruggles, Saunders, Schoolfield, Sebrell, Shields, Smith, Southworth, Starke, Taliaferro, Terry, Van Doran, Wescott, Wilkins, and Wise—70.

On motion of Mr. POWELL, the bill was amended by striking out on page 13, the words, "expert in auditor's office, \$2,000."

Mr. FIGGAT moved to amend the bill by inserting, in the appropriation for the fiscal year 1886, the words, "to pay to applicants under act approved February 24, 1884, who had lost arms, and whose applications were rejected by the auditor, as not included by the law, but who were entitled under that law, \$5,000."

Mr. CORNETT moved to amend the amendment by inserting after "1884," the words, "or may be filed by the 1st of April 1886"; which motion was agreed to—yeas 42; nays 29.

The vote was recorded as follows :

YEAS—Messrs. Acker, Addington, Bandy, Black, Bohannon, Bolling, Chalmers, Cornett, Downing, Eastwood, Faulcon, Franklin, Gills, Harris, Hoge, Huffman, Hurt, Hylton, Johnson, W. H. Jordan, Loving, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Oglesby, Payne, Peters, Powell, Rice, Ruggles, Shields, Southworth, Taliaferro, Thorne, Turner, Waddill, Webb, and Wise—42.

NAYS—Messrs. Speaker, Arnold, Brown, Burks, Dabney, Dickenson, Dupuy, Echols, Fentress, Figgatt, Goad, Holladay, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Mallory, Miller, Noblin, O'Bannon, Porter, Saunders, Sebrell, Smith, Starke, Van Doran, Wescott, and Wilkins—29.

Mr. CORNETT moved to reconsider the vote by which the amendment was agreed to, which motion was rejected—yeas 29; nays 44.

The vote was recorded as follows :

YEAS—Messrs. Arnold, Burks, Cardwell, Dabney, Echols, Fentress, Figgatt, Goad, Hay, Holladay, Wm. I. Jordan, Lawson, Leftwich, Lightner, Lockett, McClintic, Mayo, Miller, Noblin, Porter, Rice, Roberts, Ruggles, Schoolfield, Sebrell, Shields, Smith, Wescott, and Wilkins—29.

NAYS—Messrs. Acker, Addington, Bandy, Black, Bohannon, Bolen, Bolling, Brown, Chalmers, Cornett, Darst, Downing, Eastwood, Faulcon, Franklin, Gills, Harris, Hoge, Huffman, Hurt, Hylton, Johnson, W. H. Jordan, Loving, Mallory, McCandlish, Martin, Mathews, Mauck, Nance, Oglesby, Payne, Peters, Pollard, Saunders, Southworth, Taliaferro, Terry, Thorne, Turner, Van Doran, Waddill, Webb, and Wise—44.

Mr. FIGGAT moved to amend the amendment by inserting "applicants shall be paid in the order in which their applications have been filed"; which motion was agreed to.

On motion of Mr. TERRY, the amendment was amended by striking out "\$5,000" and inserting "\$7,000."

The question being on agreeing to the amendment as amended, was put and decided in the affirmative—yeas 60; nays 2.

The vote was recorded as follows :

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Black, Bohannon, Bolen, Bolling, Carter, Chalmers, Cornett, Darst, Dickenson, Downing, Dunlop, Faulcon, Fentress, Figgatt, Franklin, L. D. Fulkerson, Hay, Hoge, Holladay, Huffman, Hurt, Hylton, Jones, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwich, Lockett, Loving, Mallory, McCandlish, Martin, Mathews, Mauck, Mayo, Miller, Nance, Payne, Peters, Porter, Rice, Roberts, Ruggles, Saunders, Sebrell, Shields, Smith, Southworth, Taliaferro, Terry, Van Doran, Waddill, Webb, Wescott, Wilkins, and Wise—60.

NAYS—Messrs. Pollard, and Powell—2.

Mr. MAYO moved to amend the bill by inserting after the word "provided" in line 2, page 21, the following: "and the said amount so ascertained shall be drawn from the treasury, and paid out as other public school money is now paid out, until the terms of the public schools of the State shall last for a period of ten months"; which motion was rejected—yeas 29; nays 41.

The vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Bolling, Chalmers, Faulcon, Franklin, Gills, Harris, Hurt, Hylton, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mathews, Mauck, Mayo, Nance, Oglesby, Ruggles, Sebrell, Southworth, Terry, Thorne, Webb, and Wise—29.

NAYS—Messrs. Speaker, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Dabney, Darst, Dickenson, Downing, Dunlop, Eastwood, Echols, Fentress, Figgat, A. Fulkerson, Goad, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Leftwich, Lightner, Lockett, Loving, Miller, Noblin, Payne, Peters, Pollard, Porter, Powell, Rice, Saunders, Schoolfield, Wescott, and Wilkins—41.

Mr. FULKERSON of *Washington*, moved to amend the bill by striking out all on pages 20, 21, and 22, which refers to the purchase of Riddleberger bonds, which motion was rejected—yeas 26; nays 32.

The vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Bolling, Faulcon, Franklin, Abram Fulkerson, Harris, Hay, Johnson, Jones, W. H. Jordan, Mallory, McCandlish, Martin, Mathews, Mauck, Mayo, Miller, Nance, Oglesby, Powell, Southworth, Thorne, Turner, and Wise—26.

NAYS—Messrs. Speaker, Bohannon, Bolen, Brown, Buchanan, Chalmers, Darst, Dickenson, Downing, Dunlop, Eastwood, Fentress, Figgat, Holladay, Huffman, Wm. I. Jordan, Leftwich, Lightner, Lockett, Loving, Noblin, Patton, Pollard, Porter, Rice, Saunders, Schoolfield, Smith, Taliaferro, Van Doran, Wescott, and Wilkins—32.

The question being on ordering the bill as amended to its third reading, was put and decided in the affirmative.

On motion of Mr. WILKINS, the House adjourned until to-morrow at 10 o'clock A. M.

TUESDAY, MARCH 2, 1886.

Prayer by Rev. Dr. George Cooper of the Baptist church.

On motion of Mr. HAY, the reading of the Journal was dispensed with.

The following report was agreed to:

Your committee beg leave to report that in conformity with the resolution of this House, passed on the 25th day of February, 1886, relative to certain moneys due the commonwealth as repre-

sented by J. J. Moran, and referred to in a communication from the governor of the State, dated February 24, 1886, they summoned the said J. J. Moran before them, and after hearing his statements and examining papers and exhibits in his possession, deem it proper that the matter spoken of in said communication from the governor and said resolution should receive attention on the part of the General Assembly. It appears from the statement of said J. J. Moran, agent, and the papers and exhibits shown by him, that the sum of forty-one thousand six hundred and fifty-seven dollars due to the State of Virginia, was collected by parties not legally authorized to receive the same and that said moneys have never been paid over to the commonwealth, and that the same should be collected of the United States or of the parties so illegally receiving said moneys. Your committee therefore recommend the adoption of the following resolution :

Whereas it appears from the statements and exhibits in the possession of Dr. J. J. Moran, special agent of the State of Virginia, appointed by F. W. M. Holladay, late governor of Virginia, under an act of the General Assembly approved March 3, 1880, Acts 1879-80, page 145, that the sum of forty-one thousand six hundred and fifty-seven dollars due by the United States to the State of Virginia, being a portion of the latter's share of the net proceeds of the sale of public lands and preemption rights, under act of congress of September 4, 1841, has been drawn out of the treasury of the United States by parties having no authority or legal right to collect the same, and that said moneys have never been paid over to or deposited to the credit of the State of Virginia by the parties so illegally collecting and receiving the same ; therefore, be it

Resolved by the House of Delegates (the Senate concurring), That the attorney-general of the commonwealth be and he is hereby authorized and directed to render to the said J. J. Moran, agent as aforesaid, such legal advice and assistance as he may deem proper, and to take the necessary and proper legal steps to secure to the commonwealth the said sum of forty-one thousand six hundred and fifty-seven dollars due the commonwealth of Virginia as aforesaid.

Respectfully reported,

H. R. POLLARD, *Chairman.*

Ordered, That Mr. MILLER carry the resolution to the Senate and request their concurrence.

Leave of absence were granted Messrs. MAUCK, HURT, and HYLTON two days each.

On motion of Mr. BROWN,

Resolved (the Senate concurring), That the joint library committee be authorized to meet and act during the recess of the General Assembly.

Ordered, That Mr. BROWN carry the resolution to the Senate and request their concurrence.

Messrs. WISE, WADDILL, MARTIN and FRANKLIN stated that had

they been present they would have voted against the extension of the session of the General Assembly.

Mr. MATHEWS stated that had he been present when the vote was taken on the passage of House bill No. 400, to meet a casual deficit in the treasury, &c., he would have voted in the negative.

Mr. BOLEN offered the following joint resolution :

Resolved (the Senate concurring), That the following named persons be and they are hereby elected members of the following electoral boards : For the county of Carroll, Robert G. Wilkinson ; for the county of Alexandria, Millard F. Birch ; for the county of Patrick, William Padgett.

The joint resolution was agreed to—yeas 51 ; nays 12.

The vote was recorded as follows :

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Cornett, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, Goad, Hay, Hoge, Holladay, Huffman, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, O'Bannon, Peters, Pollard, Porter, Powell, Ryan, Saunders, Schoolfield, Starke, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—51.

NAYS—Messrs. Acker, Addington, Bandy, Bolling, Faulcon, Franklin, Mallory, Martin, Mathews, Waddill, Webb, and Wise—12.

Ordered, That Mr. BOLEN carry the joint resolution to the Senate and request their concurrence.

Mr. WADDILL offered the following resolutions :

Whereas Hon. James D. Brady, member of congress from the fourth congressional district of Virginia, has introduced into the congress of the United States a bill to abolish the internal revenue tax on tobacco ; and whereas, the best interests of this commonwealth requires that such tax should be abolished ; therefore, be it

Resolved by the House of Delegates of Virginia, That the members of congress from Virginia be respectfully requested to use their best efforts to secure the passage of said bill.

Resolved, That a copy of this resolution be forwarded by the clerk of this House to each of our members in congress.

The resolutions were referred to the committee on Federal relations and resolutions.

Mr. FRANKLIN entered a motion to reconsider the vote by which the resolution was referred to the committee.

Mr. CORNETT under a suspension of the rule, presented,

No. 439. House bill to repeal all acts and parts of acts for the protection of fish in New river and its tributaries, which was read a first time.

Mr. O'BANNON under a suspension of the rule, presented,

No. 440. House bill to provide for repairing buildings and making other improvements at the Eastern lunatic asylum, which was read a first time.

Mr. DUNLOP under a suspension of the rule, presented,

No. 441. House bill fixing the compensation of the physician to the jail of Richmond city, for the year ending September 30, 1887; which motion was read a first time.

Mr. LOCKETT under a suspension of the rule, presented,

No. 442. House joint resolution, relating to correcting lists of delinquent lands, which was read a first time.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 407. Senate bill entitled an act appropriating public revenues for the fiscal years 1886 and 1887, was, on motion of Mr. POLLARD, taken up out of its order on the calendar.

The question being on the passage of the bill, was put and decided in the affirmative—yeas 52; nays 27.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Brown, Buchanan, Burks, Cardwell, Chalmers, Cornett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Fentress, Figgat, Goad, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, O'Bannon, Oglesby, Payne, Peters, Pollard, Porter, Powell, Ryan, Saunders, Schoolfield, Shields, Smith, Starke, Stribling, Taliaferro, Terry, Van Doran, Wescott, and Wilkins—52.

NAYS—Messrs. Acker, Addington, Bandy, Bolling, Borum, Carter, Faulcon, Franklin, Gills, Harris, Hylton, Jones, W. H. Jordan, Mallory, McCandlish, McClintic, Martin, Mathews, Mayo, Moss, Ruggles, Southworth, Thorne, Turner, Waddill, Webb, and Wise—27.

Mr. POLLARD moved to reconsider the vote by which the bill was passed, which motion was rejected.

Ordered, That Mr. POLLARD carry the bill to the Senate and request their concurrence in the amendments of the House.

On motion of Mr. ECHOLS, the House proceeded to the consideration of Senate bills.

The following Senate bills were read a third time and passed:

No. 237. Senate bill entitled an act to allow the treasurer of Alleghany county to file an amended list of delinquent land and property taxes for the years 1881-2.

No. 286. Senate bill entitled an act to allow the school trustees of Red Bank district, Halifax county, to expend surplus funds in school houses.

No. 202. Senate bill entitled an act to provide compensation to Waller R. Staples for services rendered the commonwealth as council in the case of *Maye vs. Parsons, &c.*—yeas 53; nays 14.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Brown, Buchanan, Cardwell, Carter, Chalmers, Cornett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, A. Fulkerson, Hay, Hoge, Holladay, Johnson, Jones, C. F. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Mallory, McClintic, Mayo, Miller, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Powell,

Rice, Ruggles, Saunders, Schoolfield, Smith, Starke, Stribling, Van Doran, Westcott, and Wilkins—53.

YAYS—Messrs. Acker, Addington, Bandy, Faulcon, Franklin, Gills, McCandlish, Martin, Mathews, Southworth, Turner, Waddill, Webb, and Wise—14.

No. 392. Senate bill entitled an act to prescribe a condition precedent to the hiring of penitentiary convicts to the Danville and New River railroad company.

No. 441. Senate bill entitled an act to amend and re-enact chapter 24, Acts of 1874, approved February 2, 1874, entitled an act to incorporate the town of Banister to the county of Halifax, and to amend and re-enact chapter 102, Acts 1884, approved March 14, 1884, entitled an act to authorize the trustees of the town of Banister to elect a president and town sergeant, &c.

No. 405. Senate bill entitled an act to prescribe the times for holding the courts of the fifteenth and sixteenth judicial circuits.

No. 372. Senate bill entitled an act to amend and re-enact an act entitled an act to incorporate the town of Chase City, in the county of Mecklenburg, Va., passed April 1, 1873.

No. 424. Senate bill entitled an act to incorporate District lodge No. 15, Grand united order of odd fellows of the State of Virginia.

No. 463. Senate bill entitled an act to prescribe the times for holding of the terms of the courts of the eighth judicial circuit.

No. 303. Senate bill entitled an act for the relief of A. R. Green, treasurer of Halifax county.

No. 296. Senate bill entitled an act to confirm the charter of the Richmond exchange for woman's work.

No. 396. Senate bill entitled an act to amend the charter of Lynchburg by adding an additional chapter thereto.

No. 366. Senate bill entitled an act to incorporate the Henderson, Roanoke and Virginia railroad company.

No. 368. Senate bill entitled an act to amend and re-enact an act entitled an act incorporating Marshall lodge, No. 39, of Free and Accepted Masons, approved January 14, 1848.

No. 468. Senate bill entitled an act to amend section 15 of chapter 20 of the Code of 1873, as amended by chapter 127 of Acts of Extra Session of 1884, entitled an act to amend section 15 chapter 20 of the Code of 1873, in regard to the door-keeper to the executive, messenger to the governor, and secretary of the commonwealth.

No. 200. Senate bill entitled an act to provide compensation to A. H. Garland and Martin F. Morris, the representatives of Richard T. Merrick, deceased, for services rendered by Garland & Merrick, as counsel in behalf of the State of Virginia, in the cases of Poin-dexter vs. Greenhow, &c., was read a third time and rejected—yeas 44; nays 13.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Arnold, Black, Bohannon, Bolen, Bolling, Buchanan, Cardwell, Carter, Chalmers, Dabney, Dickenson, Dunlop, Dupuy, Eastwood, Echols, Fentress,

Figgat, Abram Fulkerson, Goad, Hoge, Holladay, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Loving, Mallory, Mayo, Moss, Munford, O'Bannon, Payne, Pollard, Porter, Saunders, Schoolfield, Smith, Stribling, Taliaferro, Van Doran, Waddill, Wescott, and Wilkins—44.

NAYS—Messrs. Acker, Bandy, Burks, Faulcon, Gills, Hay, Lockett, McCandlish, Mathews, Miller, Oglesby, Southworth, and Wise—13.

Mr. LOCKETT moved to reconsider the vote by which the bill was rejected, which motion was agreed to.

The question recurring on the passage of the bill, was put and decided in the affirmative—yeas 58; nays 4.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolling, Brown, Buchanan, Burks, Cardwell, Chalmers, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Figgat, Franklin, A. Fulkerson, Harris, Hay, Hoge, Holladay, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mallory, Mathews, Mayo, Miller, Munford, Noblin, O'Bannon, Payne, Peters, Pollard, Porter, Powell, Rice, Ryan, Saunders, Schoolfield, Shields, Smith, Starke, Stribling, Taliaferro, Waddill, Webb, Wescott, and Wilkins—58.

NAYS—Messrs. Bandy, Martin, Southworth, and Wise—4.

On motion of Mr. MUNFORD, the House proceeded to the consideration of House bills with Senate amendments.

No. 67. House bill entitled an act to define the true boundary line between Maryland and Virginia, and to designate the headlands on the Potomac river, was, on motion of Mr. ECHOLS, laid on the table.

No. 37. House bill entitled an act to amend and re-enact section 3, of chapter 514, of the Acts of 1883-4, entitled an act to amend an act approved March 9, 1880, respecting wild game.

The substitute proposed by the Senate was agreed to.

No. 223. House bill entitled an act to authorize the voters of Pittsylvania county, to vote for or against the repeal of the present fence law, by magisterial districts.

The amendments of the Senate were agreed to.

No. 319. House bill entitled an act for the relief of R. A. Trice, deputy treasurer of Goochland county; R. R. Hume, treasurer of Hanover county; James A. Tilman, treasurer of Powhatan county; and John R. Aldrich, treasurer of Spotsylvania.

The amendments of the Senate were agreed to.

No. 154. House bill entitled an act extending the time to P. B. Crowder, treasurer of Amelia county, for the collection of taxes and county levies in his hands.

The amendments of the Senate were agreed to.

No. 279. House bill entitled an act to incorporate the Union State grand tabernacle of the improved order of Galilean fishermen, No. 1, of the State of Virginia.

The amendments of the Senate were agreed to.

No. 139. House bill entitled an act to amend and re-enact section 10 of chapter 514, Acts of 1883-4, entitled an act approved March 9, 1880, respecting wild game, approved March 18, 1884.

The amendment of the Senate was agreed to.

No. 404. House bill entitled an act to authorize the qualified voters of the county of Hanover to vote on the question of removing the county court-house of said county to the town of Ashland.

The amendments of the Senate were agreed to.

No. 76. House bill entitled an act to incorporate the Virginia pharmaceutical association and to regulate the practice of pharmacy and to guard the sale of poisons in the State of Virginia.

The amendment of the Senate was agreed to.

No. 226. House bill entitled an act to amend and re-enact the first section of chapter 50, Extra Session Acts 1884, in relation to records in the clerk's office of Rockingham county.

The amendment of the Senate was agreed to.

The joint resolution to ratify and confirm the contract for the lease of the State hatchery in Wythe county, was, on motion of Mr. MUNFORD, committed to the committee on Chesapeake and its tributaries.

On motion of Mr. FIGGAT, the House proceeded to the consideration of House engrossed bills.

The following House engrossed bills were read a third time and passed.

No. 381. House engrossed bill to amend and re-enact sections 3 and 4 of chapter 141 of the Code, in relation to the acceptance and payment of bills of exchange.

No. 106. House engrossed bill to amend and re-enact section 3 of chapter 120, Code of 1873, in regard to partition and to recordation of decrees of allotment.

No. 171. House engrossed bill to incorporate the Young men's christian association of Fincastle.

No. 390. House engrossed bill to amend and re-enact section first of chapter 514 of Acts of Assembly, 1883-4, respecting wild game.

No. 253. House engrossed bill to repeal section 19 of chapter 60, Acts of 1878-9, in relation to fines.

Mr. POLLARD entered a motion to reconsider the vote by which the bill was passed.

No. 416. House engrossed bill to allow R. R. Horne, treasurer of Hanover county, further time to levy and collect certain tax tickets, licenses, and levies.

Ordered, That Mr. CARDWELL carry the bill to the Senate and request their concurrence.

No. 368. House engrossed bill for the relief of the sureties of L. L. Deakins, late treasurer of Greenville county, was read a third time and rejected—yeas 48; nays 5.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Acker, Addington, Arnold, Black, Bolen, Bolling, Brown, Burks, Carter, Chalmers, Cornett, Crismond, Curlett, Dickenson, Dupuy, Faulcon, Fentress, Gills, Hay, Hoge, Holladay, Hylton, Johnson, W. H. Jordan, Leftwitch, Loving, Mallory, McCandlish, Mayo, Moss, Miller, Nance, Noblin, Oglesby, Payne, Peters, Porter, Powell, Reid, Rice, Ryan, Taliaferro, Thorne, Turner, Webb, Wescott, Wilkins, and Wise—48.

YAYS—Messrs. Speaker, C. F. Jordan, Pollard, Saunders, and Schoolfield—5.

Mr. SAUNDERS moved to reconsider the vote by which the bill was rejected; which motion was agreed to.

The question recurring on the passage of the bill, was put and decided in the affirmative—yeas 61; nays 1.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Acker, Black, Bohannon, Bolen, Bolling, Borum, Brown, Burks, Cardwell, Chalmers, Cornett, Crismond, Curlett, Dabney, Darst, Dickenson, Dupuy, Eastwood, Faulcon, Figgat, Goad, Harris, Hay, Hoge, Holladay, Hylton, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lockett, Loving, Mallory, McCandlish, McClintic, Mathews, Mayo, Moss, Miller, Noblin, Oglesby, Payne, Peters, Porter, Rice, Roberts, Ruggles, Ryan, Schoolfield, Shields, Smith, Stribling, Taliaferro, Terry, Thorne, Turner, Webb, Wescott, Wilkins, and Wise—61.

NAYS—Mr. Pollard—1.

Ordered, That Mr. MALLORY carry the bill to the Senate and request their concurrence.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had passed No. 31. Senate bill entitled an act to regulate the appointments of boards of directors of the lunatic asylums and care of insane and the repeal of chapters 117 and 118 of Acts of Assembly of 1883-84, respecting the appointment of the boards of said asylum, No. 31; in which they respectfully request the concurrence of the House.

The SPEAKER laid the bill before the House.

The bill was read twice and placed on the calendar, the rule having been suspended on motion of Mr. POLLARD requiring its reference to a committee.

The following House bills taken up out of their order on the calendar, were read a second time and ordered to be engrossed to be read a third time:

No. 435. House bill to authorize the trustees of Holcombe Hall association to borrow money and to enable them to provide for the re-payment of said money.

No. 389. House bill to amend the act approved March 18, 1884, respecting wild game so far as the same relates to the county of Pittsylvania (amend by Mr. CORNETT, by inserting the county of Grayson).

No. 222. House bill to amend and re-enact sections 1, 2, and 3, of chapter 65, of the Acts of Assembly 1883-4, entitled an act to regulate the practice of medicine and surgery, approved January 31, 1884.

No. 419. House bill to allow Wat. T. Seawell, of the county of Gloucester, to erect a pier or wharf in said county, for the purpose of shipping oysters, &c.

No. 424. House bill to amend and re-enact section 81, of chapter 450, of an act approved March 15, 1884, to provide for the assessment and taxation of property, &c., was read a second time.

The question being on ordering the bill to be engrossed to be read a third time, was put and decided in the negative—yeas 19 ; nays 33.

On motion of Mr. CURLETT, the vote was recorded as follows :

YEAS—Messrs. Speaker, Acker, Bandy, Black, Bolling, Brown, Cardwell, Chalmers, Crismond, Curlett, Dunlop, Echols, Faulcon, Hoge, W. H. Jordan, Mallory, McCandlish, Peters, and Ruggles—19.

NAYS—Messrs. Bolen, Buchanan, Burks, Carter, Cornett, Dabney, Darst, Dickenson, Downing, Eastwood, Franklin, Holladay, Hylton, Johnson, C. F. Jordan, W. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mathews, Pollard, Porter, Reid, Saunders, Schoolfield, Shields, Southworth, Terry, Van Doran, Westcott, and Wilkins—33.

Mr. LOCKETT moved that No. 442. House joint resolution in relation to correcting lists of delinquent lands be read a second time this day, which motion was agreed to—two-thirds of the House so determining.

The joint resolution was read a second time and ordered to be engrossed to be read a third time.

On motions severally made, the following bills were taken up out of their order on the calendar :

No. 254. House bill to ascertain the amount of fines and costs collected by certain county officers and which may not have been accounted for.

No. 255. House bill to amend and re-enact sections 18, 20, 21, and 22, of the Code of 1873, in relation to the recovery of fines.

The bills were read a second time and ordered to be engrossed to be read a third time.

A message was received from the Senate by Mr. WINGFIELD, who informed the House that the Senate had passed a bill entitled an act to amend section 31 of an act entitled an act to amend and re-enact an act entitled an act prescribing the duties, powers, liabilities and compensation of certain county officers, providing for the collection of taxes, and for the repeal of chapters 37 and 46, Code of 1873, approved March 29, 1875, as amended by an act approved March 29, 1876, amending sections 15 and 30, and by an act approved the same day amending section 47, and by an act approved March 20, 1877, and by an act approved April 2, 1877, amending the 18th and 20th sections, and by an act approved on the same day amending 30th section, and by three several acts approved March 12, 1878, amending the 7, 6, and 29 sections of said first mentioned act, and to repeal all acts and parts of acts inconsistent herewith, approved April 1, 1879, No. 420.

The hour of 2 o'clock, P. M. having arrived, the chair was vacated until 4 P. M.

EVENING SESSION.

The chair was resumed at 4 P. M.

A communication from the Senate by their clerk, was read as follows:

In Senate, March 1, 1886.

The Senate have passed with amendments, House bills entitled an act prescribing a penalty against defaulting treasurers and other collecting officers, No. 135; an act to punish the grantor in a deed of trust on personal property for unlawfully disposing of said property, No. 158; an act to amend and re-enact an act approved April 22, 1882, in relation to compensation of clerks of circuit courts in force March 17, 1884, as amended by an act approved November 22, 1884, No. 199; and an act to protect the fish in the waters of the Mattoponi and Pamunky rivers, No. 308.

They have passed the following House bills entitled an act authorizing the board of supervisors of Norfolk county to levy a license tax for the sale of wine, alcoholic, and malt liquors for the use and benefit of the free schools of said county, No. 62; an act for the relief of clerks, banks, &c., No. 82; an act to amend and re-enact section 4 of chapter 38 of Code of 1873, as amended by an act approved March 28, 1884, and to amend and re-enact sections 15, 23, and 30 of said chapter 38 of the Code of 1873, in relation to forfeited and delinquent lands, No. 112; an act to provide for the erecting of additional buildings, &c., for the State female normal school, and to make an appropriation therefor, No. 141; an act for the relief of the securities of J. R. Richerson, late treasurer of Caroline county, No. 190; an act to amend and re-enact section 1 of an act to pay to the public free schools the money set a part by the constitution and laws for their benefit, and to repeal chapter 177 of the Acts of 1878-9, approved March 6, 1882, No. 195; an act to amend and re-enact section 18 of chapter 2 of Criminal Code, Acts of 1877-78, in relation to rape, No. 198; an act to incorporate the Fredericksburg and Valley railroad company, No. 202; an act to amend and re-enact section 10 of chapter 99 of the Code of 1873, in relation to wild game, No. 304; an act for the relief of Isaac M. Bussells, No. 252; an act to provide compensation for the teachers of schools where the average attendance of pupils shall not be less than ten, No. 402; an act to allow the voters of Blackwater voting precinct in the county of Princess Anne, to vote on the question of continuing or repealing the present fence law, No. 262; an act to provide that all corporations hereafter chartered in this State shall pay their taxes in money or forfeit their charters, No. 137; an act to incorporate the Powell's Valley railroad company, No. 288; an act to give the consent of the commonwealth to the purchase or acquisition of real estate by the United States government in the city of Norfolk, for a site for a public building for the accommodation of the United States courts, post-office and other offices, No. 306; and

an act to amend and re-enact section 7, chapter 166 of the Code of 1873, as amended by an act approved March 18, 1884, entitled an act to amend and re-enact section 7, chapter 166 of Code of 1873, as amended by an act entitled an act to amend and re-enact section 7 of chapter 166, Code of 1873, approved February 17, 1886, in relation to service of process against or notice to a corporation, No. 433.

They have passed Senate bill entitled an act for the enactment of a special road law for Scott county, 332.

In which bills and amendments they respectfully request the concurrence of the House of Delegates.

Nos. 158, 135, 199, and 308. House bills, were placed on the calendar, the rule having been suspended on motions severally made requiring their reference to committees.

No. 332. Senate bill, was read twice and placed on the calendar, the rule having been suspended on motion of Mr. BUCHANAN requiring its reference to a committee.

Mr. CRISMOND, under a suspension of the rule, presented,

No. 443. House bill to incorporate the Agricultural and mechanical society of Fredericksburg, which was read a first time.

No. 444. House bill to amend and re-enact section 1 of an act entitled an act to tax railroads in certain cases for county and school purposes, approved February 27, 1880, reported from the committee on finance, was read a first time.

The following House bills taken up out of their order on the calendar, were read a second time and ordered to be engrossed to be read a third time:

No. 344. House bill to incorporate the Southern nurseries agency company.

No. 330. House bill to fix the terms upon which general assignments may be made.

No. 272. House bill to amend and re-enact sections 7 and 8 of chapter 120 of Code of 1873, in relation to working and surveying mines.

No. 388. House bill to amend sections 1, 28, and 35 of chapter 86, Code of 1873, providing for inspectors.

No. 369. House joint resolution requesting our representatives in Congress to protect our cooerage and carrying trade with the Spanish West India islands.

No. 418. House bill to authorize the council of the city of Richmond to establish and maintain a house of reformation and work-house.

No. 415. House joint resolution paying Geo. H. Bagwell for services in establishing the boundary line between Maryland and Virginia.

No. 243. House bill to authorize the school trustees of Newbern district, Pulaski county, to sell and convey certain property.

No. 308. House bill entitled an act to protect the fish in the

waters of the Mattaponi and Pamunky rivers, was, on motion of Mr. EASTWOOD, taken up out of its order on the calendar.

The amendments of the Senate were agreed to.

No. 428. House bill to amend and re-enact sections 1, 2, 3, 4, 5, and 6 of chapter 158 of the Acts of 1884, approved 29th November, 1884, entitled an act to provide for the manner of choosing judges and clerks of election for the several counties, cities, and towns of the commonwealth, was, on motion of Mr. FRANKLIN, taken up out of its order on the calendar.

Mr. FRANKLIN moved to make the bill a special and continuing order for to-morrow at 11 o'clock; which motion was rejected—yeas 18; nays 43.

On motion of Mr. FRANKLIN, the vote was recorded as follows:

YEAS—Messrs. Acker, Addington, Bandy, Borum, Faulcon, Franklin, Gills, Hylton, Mallory, McClintic, Martin, Mathews, Maye, Ruggles, Southworth, Turner, Webb, and Wise—18.

NAYS—Messrs. Speaker, Black, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Crismond, Dabney, Dickenson, Downing, Dunlop, Eastwood, Figgat, Goad, Hay, Hoge, Holladay, Huffman, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwich, Lightner, Lockett, Loving, Miller, Munford, Oglesby, Pollard, Powell, Reid, Roberts, Ryan, Saunders, Schoolfield, Smith, Starke, Taliaferro, Wescott, and Wilkins—43.

On motion of Mr. MUNFORD, the bill was passed by.

Special order, No. 194. House bill to incorporate the Virginia mechanics' institute and for other purposes, came up.

The bill was read a third time.

Mr. WISE moved to amend the bill by adding at the end of section 3, the following: "provided that \$10,000 of the \$60,000 herein appropriated shall be disbursed under the immediate direction of the commissioner of agriculture in this State, to specially promote the agricultural department, for the benefit of the State"; which motion was agreed to.

The question being on ordering the bill to be engrossed to be read a third time, was put and decided in the negative.

Mr. MUNFORD moved to reconsider the vote by which the bill was rejected.

On motion of Mr. CARDWELL, the motion to reconsider was passed by.

A message was received from the Senate by Mr. WINGFIELD, who informed the House that the Senate had passed No. 285. Senate bill entitled an act to amend and re-enact section 26 of chapter 80, Special Sessions Acts of 1879, approved April 1, 1879, prescribing the duties, powers, liabilities, and compensation of certain county officers; in which they respectfully request the concurrence of the House.

A message was received from the Senate by Mr. TWYMAN, who informed the House that the Senate had passed Senate bill entitled an act to amend sections 30 and 33 of chapter 60, Acts of Assembly

1878-9, entitled an act prescribing the duties, powers, liabilities, and compensation of certain county officers, providing for the collection of taxes, and for the repeal of chapters 37 and 46 of Code of 1873, approved March 29, 1876, amending sections 15 and 30, and by an act approved the same day amending section 47, and by an act approved March 20, 1877, and by an act approved April 2, 1877, amending the 18th and 20th sections, and by an act approved on the same day amending the 30th section, and by three several acts approved March 13, 1878, amending 7th, 6th, and 29th sections of said first mentioned act, and to repeal all acts and parts of acts inconsistent herewith, No. 264; in which they respectfully request the concurrence of the House.

The SPEAKER laid the bill before the House.

The bill was read twice and placed on the calendar, the rule having been suspended on motion of Mr. DUPUY, requiring its reference to a committee.

The SPEAKER laid before the House a communication from the governor transmitting the resignation of Warner T. Jones as a member of the electoral board of the county of Gloucester; which was referred to the committee of privileges and elections.

No. 362. Senate bill entitled an act for the relief the sureties of Z. T. Cecil, treasurer of Lee county, was, on motion of Mr. SAUNDERS, taken up out of its order on the calendar.

The bill was read a third time and passed—yeas 52.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Acker, Addington, Arnold, Bandy, Black, Bohannon, Borum, Brown, Buchanan, Burks, Cardwell, Chalmers, Crismond, Curlett, Darst, Dupuy, Eastwood, Figgatt, Franklin, Hay, Hoge, Hylton, Johnson, Wm. I. Jordan, Lawson, Leftwich, Lightner, Loving, Mallory, Martin, Mathews, Moss, Miller, Payne, Peters, Pollard, Porter, Powell, Roberts, Ruggles, Ryan, Saunders, Schoolfield, Sebrell, Smith, Southworth, Taliaferro, Turner, Waddill, Webb, Wescott, and Wise—52.

On motion of Mr. HAY, the House adjourned until to-morrow at 10 o'clock A. M.

WEDNESDAY, MARCH 3, 1886.

On motion of Mr. ARNOLD, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows :

In Senate, March 2, 1886.

The Senate have rejected House bill entitled an act to provide for bringing suits against receivers in certain cases, No. 64.

They have agreed to the 1st, 4th, 7th, 9th, 10th, 11th and 17th,

and have disagreed to the 2d, 3d, 5th, 6th, 8th, 12th, 13th, 14th, 15th, 16th, 18th, 19th and 20th amendments proposed by the House of Delegates to Senate bill entitled an act to appropriate the public revenues for the fiscal years of 1886 and 1887, No. 407.

They have passed House bill entitled an act to amend and re-enact an act in force February 21, 1882, entitled an act to incorporate the Virginia and Carolina railroad company, No. 134.

No. 407. Senate bill was placed on the calendar, the rule having been suspended on motion of Mr. HAY requiring its reference to a committee.

No. 285. Senate bill entitled an act to amend and re-enact section 26 of chapter 60, Special Session Acts of 1879, approved April 1, 1879, prescribing the duties, powers, liabilities, and compensation of certain county officers, was read twice and placed on the calendar, the rule having been suspended on motion of Mr. HAY requiring its reference to a committee.

No. 421. Senate bill entitled an act to authorize the treasurer of Rockingham county to collect certain taxes, levies, &c., accounted for by the late treasurer of said county and remaining uncollected, was reported from the committee on finance.

The following House bills reported from the committee for courts of justice, were read a first time :

No. 445. House bill to provide for the compensation of the special House committee appointed in 1883-84 to continue and complete the investigation of the books, &c., of the first auditor's office.

No. 446. House bill to amend and re-enact section 5 of chapter 115 of the Code of 1873, as amended by an act approved March 31, 1875, and as amended by an act approved March 17, 1884, relating to mechanics' liens, with the recommendation that it do not pass.

Mr. STUART, under a suspension of the rule, presented,

No. 447. House bill to incorporate the Erin hunting club of Henrico and Hanover counties, which was read a first time.

Mr. STUART offered the following resolution :

Resolved, That the clerk of the House be authorized and directed to issue his warrant on the auditor of public accounts to the assistant clerk, the enrolling clerk, and to the committee clerks and to the sergeant-at-arms of the House for fifty dollars each, and to the janitor for fifty dollars extra compensation.

On motion of Mr. FULKERSON of *Washington*, the resolution was amended by inserting "and to the pages for twenty-five dollars each."

The resolution, as amended, was agreed to.

Mr. STUART moved to reconsider the vote by which the resolution was agreed to ; which motion was rejected.

The following was presented and referred under rule 37 :

By Mr. O'BANNON : A bill to encourage the formation of agricultural societies and for the relief of the agricultural societies in the State. Referred to the committee on agriculture and mining.

The morning hour having expired, the House proceeded to the business on the calendar.

The following House bills taken up out of their order on the calendar, were read a second time, and ordered to be engrossed to be read a third time:

No. 414. House bill to provide the manner in which the common council of the city of Petersburg may purchase the Virginia and Carolina railroad to the extent of the claim of said city against said road, or sell or dispose of the claim of said city against said road.

No. 443. House bill to incorporate the Rappahannock Valley agricultural and mechanical society of Fredericksburg.

No. 429. House bill to allow James A. Tilman, treasurer of Powhatan county, further time to levy and collect certain tax-tickets, license taxes, and levies.

No. 89. House bill to amend and re-enact section 29, of the charter of the town of Culpeper.

No. 361. House bill regulating ferries with relation to the town of Mercer Ferry, near Fredericksburg.

No. 439. House bill to repeal all acts and parts of acts for the protection of fish in New river and its tributaries.

No. 423. House bill to authorize G. W. Kountz, treasurer of Shenandoah county, to collect certain tax tickets by levy.

No. 407. House to extend the time for collection of certain tax tickets now in the hands of W. G. Leavell, treasurer of Sussex county, Va.

No. 413. House bill to amend and re-enact section 7, chapter 141, Code of 1873, in relation to negotiable notes.

The following House engrossed bills were read a third time and passed:

No. 434. House engrossed bills to provide for the working and keeping in repair the public roads and bridges in Amherst county.

No. 254. House engrossed bill to ascertain the amount of fines and costs collected by certain county officials, and which may not have been accounted for.

No. 255. House engrossed bill to amend and re-enact sections 18, 20, 21, and 22, of the Code of 1873, in relation to the recovery of fines.

Ordered, That Mr. MALLORY carry Nos. 254 and 255. House bills, to the Senate and request their concurrence.

No. 419. House engrossed bill to allow Wat. T. Seawell of the county of Gloucester, to erect a pier or wharf in said county, for the purpose of shipping oysters, &c.

No. 415. House joint resolution paying George H. Bagwell, for services in establishing the boundary line between Maryland and Virginia—yeas 52.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Arnold, Black, Borum, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Cornett, Crismond, Curlett, Dabney, Darst, Dickenson, Dunlop,

Eastwood, Faulcon, Figgat, Abram Fulkerson, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. H. Jordan, W. I. Jordan, Lawson, Leftwich, Lightner, Mallory, Mayo, Moss, Payne, Peters, Pollard, Porter, Powell, Roberts, Ruggles, Ryan, Schoolfield, Sebrell, Shields, Smith, Southworth, Starke, Taliaferro, Thorne, Tillar, Wescott, and Wilkins—52.

No. 442. House joint resolution in relation to correcting lists of delinquent lands—yeas 51.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Arnold, Black, Bohannon, Buchanan, Burks, Cardwell, Chalmers, Crismond, Curlett, Dabney, Dickenson, Dunlop, Dupuy, Echols, Faulcon, Figgat, Abram Fulkerson, Gills, Goad, Hay, Hoge, Holladay, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwich, Lightner, Mallory, McCandlish, Moss, Munford, Noblin, Payne, Peters, Pollard, Porter, Reid, Ryan, Saunders, Schoolfield, Smith, Southworth, Taliaferro, Terry, Thorne, Tillar, Van Doran, Wescott, Wilkins, and Wise—51.

No. 222. House engrossed bill to amend and re-enact sections 1, 2, and 3 of chapter 65 of the Acts of Assembly, 1883-4, entitled an act to regulate the practice of medicine and surgery, approved January 31, 1884.

Ordered, That Mr. CARDWELL carry the bill to the Senate and request their concurrence.

No. 421. Senate bill entitled an act to authorize the treasurer of Rockingham county to collect certain taxes, levies, &c., accounted for by the late treasurer of said county and remaining uncollected, was, on motion of Mr. ACKER, taken up out of its order on the calendar.

The first amendment proposed by the committee on finance as follows: "in lines 6, 7, and 8 of the preamble strike out all the years previous to 1882," was agreed to.

The second amendment proposed by the committee on finance as follows: "in lines 16 and 17 of section 1, strike out all the years previous to 1882," was agreed to.

The bill was ordered to its third reading.

A message was received from the Senate by Mr. STUBBS, who informed the House that the Senate had passed No. 360. Senate bill entitled an act for the protection of oysters and to obtain revenue therefrom; in which they respectfully request the concurrence of the House.

The SPEAKER laid the bill before the House.

The bill was placed on the calendar, the rule having been suspended on motion of Mr. POLLARD, requiring its reference to a committee.

On motion of Mr. TALIAFERRO, the bill was postponed and made a special and continuing order for to-morrow at 11 o'clock, and ordered to be printed.

A message was received from the Senate by Mr. WICKHAM, who informed the House that the Senate had passed No. 416. House bill to allow R. R. Horne, treasurer of Hanover county, further time to levy and collect certain tax-tickets, licenses and levies, with an

amendment; in which they respectfully request the concurrence of the House.

The SPEAKER laid the bill before the House.

The bill was placed on the calendar, the rule having been suspended on motion of Mr. CARDWELL, requiring its reference to a committee.

No. 31. Senate bill entitled an act to regulate the appointment of boards of directors of the lunatic asylums and care of insane, and the repeal of chapters 117 and 118 of Acts of Assembly of 1883-84, respecting the appointment of the boards of said asylum, was, on motion of Mr. BLACK, taken up out of its order on the calendar.

On motion of Mr. BLACK, the bill was amended by inserting after the word "directors" in line 3 of section 4, the following: "except that the officers of the Southwestern lunatic asylum shall be elected the first time as soon as the board of directors may determine."

The bill, as amended, was ordered to its third reading.

The amendment being presently engrossed, the bill was read a third time and passed.

Ordered, That Mr. BLACK carry the bill to the Senate and request their concurrence in the amendments of the House.

Mr. POLLARD withdrew the motion entered by himself to reconsider the vote by which No. 253. House bill to repeal section 19 of chapter 60, Acts of 1878-9, in relation to fines, was passed.

Ordered, That Mr. MALLORY carry the bill to the Senate and request their concurrence.

Special order, No. 312. House bill to prohibit the members of the General Assembly and the judges and all salaried officers from using railroad passes and complimentary tickets, came up.

On motion of Mr. ECHOLS, the bill was amended by inserting after the word "commonwealth" in 4th line, section 1, the words "any member of the House of Representatives or United States Senator."

On motion of Mr. FIGGAT, the bill was amended by striking out the word "salaried" in line 3 of section 1.

On motion of Mr. WISE, the bill was amended by inserting after the word "railroad" in line 7 of section 1, the words "or steamboat."

On motion of Mr. FIGGAT, the bill was amended by striking out in line 2 of section 2, the word "salaried."

On motion of Mr. FIGGAT, the bill was amended by striking out in 7th and 8th lines of 2d section, the words "position as member of the General Assembly or judge as the case may be," and inserting "office."

Mr. MUNFORD offered a substitute for the bill.

Mr. POLLARD demanded the pending question, which was ordered.

Mr. CARDWELL moved to reconsider the vote by which the pending question was ordered; which motion was agreed to—yeas 47; nays 24.

On motion of Mr. MUNFORD, the vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Black, Bolling, Borum, Brown, Burks, Cardwell, Curlett, Echols, Faulcon, Fentress, Franklin, Abram Fulkerson, Gills, Goad, Harris, Johnson, Jones, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lightner, McCandlish, McClintic, Martin, Mathews, Mayo, Moss, Nance, Noblin, Payne, Peters, Porter, Reid, Ruggles, Ryan, Sebrell, Shields, Smith, Southworth, Starke, Taliaferro, Turner, Webb, Wilkins, and Wise—47.

NAYS—Messrs. Buchanan, Carter, Chalmers, Cornett, Dabney, Dickenson, Downing, Dunlop, Hay, Hoge, Holladay, Lawson, Leftwitch, Loving, Mallory, Miller, Munford, Pollard, Powell, Saunders, Schoolfield, Terry, Van Doran, and Wescott—24.

The question recurring on ordering the pending question, was put and decided in the negative—yeas 24; nays 47.

On motion of Mr. POLLARD, the vote was recorded as follows:

YEAS—Messrs. Buchanan, Burks, Carter, Chalmers, Dabney, Dickenson, Downing, Dunlop, Dupuy, Hay, Holladay, Lawson, Leftwitch, Loving, Mallory, Miller, Munford, Payne, Pollard, Powell, Saunders, Terry, Van Doran, and Wescott—24.

NAYS—Messrs. Speaker, Acker, Black, Bohannon, Bolling, Borum, Brown, Cardwell, Cornett, Curlett, Eastwood, Echols, Faulcon, Fentress, Franklin, Abram Fulkerson, Gills, Goad, Harris, Hoge, Johnson, Jones, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lightner, McCandlish, McClintic, Martin, Mathews, Mayo, Moss, Nance, Noblin, Peters, Porter, Ryan, Sebrell, Shields, Smith, Southworth, Starke, Taliaferro, Turner, Webb, Wilkins, and Wise—47.

Mr. FULKERSON of *Washington*, moved to amend the substitute by inserting, "any member of the legislature who shall use a free pass or ticket on any railroad in this State after the passage of this act, shall be guilty of a misdemeanor, and on conviction thereof, shall be fined not less than \$100 nor more than \$1,000"; which motion was agreed to.

The substitute offered by Mr. MUNFORD as amended, was rejected—yeas 21; nays 53.

On motion of Mr. MUNFORD, the vote was recorded as follows:

YEAS—Messrs. Buchanan, Burks, Chalmers, Dabney, Dickenson, Downing, Dunlop, Dupuy, Goad, Hay, Holladay, Lawson, Miller, Munford, Payne, Pollard, Powell, Schoolfield, Terry, Van Doran, and Wescott—21.

NAYS—Messrs. Speaker, Acker, Black, Bohannon, Bolling, Borum, Brown, Cardwell, Carter, Cornett, Curlett, Eastwood, Echols, Faulcon, Fentress, Franklin, A. Fulkerson, Gills, Harris, Hoge, Johnson, Jones, C. F. Jordan, W. H. Jordan, W. I. Jordan, Leftwich, Lightner, Lockett, Loving, Mallory, McCandlish, McClintic, Martin, Mathews, Mayo, Moss, Nance, Noblin, Peters, Porter, Reid, Ryan, Saunders, Sebrell, Shields, Smith, Southworth, Starke, Taliaferro, Turner, Webb, Wilkins, and Wise—53.

Mr. HOGG moved to dismiss the bill; which motion was agreed to—yeas 46; nays 30.

On motion of Mr. HAY, the vote was recorded as follows:

YEAS—Messrs. Speaker, Acker, Black, Bohannon, Bolling, Borum, Brown, Cardwell, Cornett, Curlett, Eastwood, Echols, Faulcon, Franklin, A. Fulkerson, Gills, Harris, Hoge, Johnson, Jones, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lightner, Loving, Mallory, McCandlish, McClintic, Mathews, Mayo, Moss, Nance, Noblin, Peters, Porter, Ryan, Saunders, Sebrell, Shields, Smith, Southworth, Starke, Taliaferro, Turner, Webb, and Wise—46.

NAVS—Messrs. Buchanan, Burks, Carter, Chalmers, Dabney, Dickenson, Downing, Dunlop, Dupuy, Fentress, Goad, Hay, Holladay, Lawson, Leftwich, Lockett, Martin, Miller, Munford, Payne, Pollard, Powell, Reid, Roberts, Ruggles, Schoolfield, Terry, Van Doran, Wescott, and Wilkins—30.

Mr. ECHOLS moved to reconsider the vote by which the bill was dismissed; which motion was rejected.

MESSRS. ARNOLD, FIGGAT, and CRISMOND stated they would have voted in favor of House bill No. 312 in relation to free passes, but were paired with Messrs. TAVENNER, WADDILL, and HYLTON.

A message was received from the Senate by Mr. STAPLES, who informed the House that the Senate had passed No. 106. House bill to amend and re-enact section 3 of chapter 120, Code of 1873, in regard to partition and the recordation of decrees of allotment, with an amendment; in which amendment they respectfully request the concurrence of the House.

The SPEAKER laid the bill before the House.

The bill was placed on the calendar, the rule having been suspended on motion of Mr. PAYNE, requiring its reference to a committee.

On motion of Mr. PAYNE, the bill was taken up out of its order on the calendar.

The amendment of the Senate was agreed to.

No. 407. Senate bill entitled an act appropriating the public revenues for the fiscal years 1886 and 1887, was, on motion of Mr. POLLARD, taken up out of its order on the calendar.

On motions severally made, the House insisted on their 2d, 3d, 5th, 6th, 8th, 12th, 13th, 15th, 16th, 18th, 19th, and 20th amendments.

On motion of Mr. POLLARD, the House receded from its 14th amendment.

Ordered, That Mr. POLLARD carry the bill to the Senate and inform them of the action of the House.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to a concurrent resolution providing for the appointment of a joint committee of three on the part of the Senate, and five on the part of the House, to consider the disagreeing votes of the two houses on No. 407. Senate bill, entitled an act appropriating the public revenues for the fiscal years 1886 and 1887.

The SPEAKER laid the resolution before the House.

The resolution was agreed to.

The SPEAKER appointed Messrs. POLLARD, ECHOLS, ARNOLD, WESCOTT, and MALLORY the committee on the part of the House.

No. 330. House engrossed bill to fix the terms upon which general assignments may be made, was, on motion of Mr. FULKERSON of *Washington*, taken up out of its order on the calendar.

On motion of Mr. FULKERSON of *Washington*, the vote by which the bill was ordered to be engrossed was reconsidered.

On motion of Mr. FULKERSON of *Washington*, the bill was amended by inserting after the word "before," the words "or after."

The bill, as amended, was ordered to be engrossed to be read a third time.

The bill was read a third time and passed.

On motion of Mr. FULKERSON of *Washington*, the title was amended so as to read as follows:

"To require assignees or trustees to give bond in certain cases."

Ordered, That Mr. FULKERSON of *Washington*, carry the bill to the Senate and request their concurrence.

A message was received from the Senate by Mr. WINGFIELD, who informed the House that the Senate had passed Senate bill entitled an act to prevent frauds upon the commonwealth and the holders of her securities in the collection and disbursement of revenues, and to repeal section 112 of an act approved March 15, 1884, entitled an act to provide for the assessment of taxes, &c., and to repeal an act approved February 7, 1884, entitled an act to regulate the granting of licenses, &c., and to repeal an act approved February 25, 1884, entitled an act to regulate granting of licenses, &c., No. 455; in which they respectfully request the concurrence of the House.

The SPEAKER laid the bill before the House.

The bill was placed on the calendar, the rule having been suspended on motion of Mr. DABNEY, requiring its reference to a committee.

The hour of 2 o'clock, P. M. having arrived, the chair was vacated until 4 o'clock, P. M.

EVENING SESSION.

The chair was resumed at 4 P. M.

The following House bills were read a second time and ordered to be engrossed to be read a third time:

No. 327. House bill for making or repairing division fences between coterminous land owners in the county of Shenandoah.

No. 163. House bill to provide for the establishment of a reformatory for youthful criminals in Virginia.

No. 160. House bill to amend and re-enact sections 102 and 110 of an act entitled an act prescribing general provisions in relation to commissioners of the revenue and the assessment of taxes on persons, property, income, license, &c., approved March 16, 1875.

No. 425. House bill to work and keep in repair the roads in the county of Richmond.

No. 156. House bill to authorize the board of supervisors of Frederick county to order a special election upon the question of building a house in Opequon magisterial district for the purpose of holding magisterial courts.

On motion of Mr. BUCHANAN, the House proceeded to the consideration of Senate bills.

The following Senate bills were read a third time and passed :

No. 455. Senate bill entitled an act to prevent frauds upon the commonwealth and the holders of her securities in the collection and disbursement of revenues, and to repeal section 112 of an act approved March 15, 1884, entitled an act to provide for the assessment of taxes, &c., and to repeal an act approved February 7, 1884, entitled an act to regulate the granting of licenses, &c., and to repeal an act approved February 25, 1884, entitled an act to regulate granting of license, &c.

No. 332. Senate bill entitled an act for the enactment of a special road law for Scott county.

No. 285. Senate bill entitled an act to amend and re-enact section 26 of chapter 60, Special Session, Acts of 1879, approved April 1, 1879, prescribing the duties, powers, liabilities and compensation of certain county officers.

The following House engrossed bills were read a third time and passed :

No. 435. House engrossed bill to authorize the trustees of Holcombe hall association to borrow money to enable them to provide for the repayment of said money.

No. 344. House engrossed bill to incorporate the Southern nurseries company.

No. 243. House engrossed bill to authorize the school trustees of Newbern district, Pulaski county, to sell and convey certain property.

No. 418. House engrossed bill to authorize the council of the city of Richmond to establish a house of reformation and workhouse—yeas 54.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Bohannon, Bolling, Brown, Buchanan, Burks, Cardwell, Carter, Chalmers, Cornett, Crismond, Curlett, Dabney, Darst, Dickenson, Dunlop, Dupuy, Faulcon, Figgat, Franklin, Gills, Goad, Hay, Hoge, Holladay, Johnson, Wm. I. Jordan, Lawson, Leftwich, Lightner, Loving, McCandlish, McClintic, Martin, Mathews, Mayo, Moss, Miller, Munford, Peters, Roberts, Ruggles, Ryan, Saunders, Schoolfield, Shields, Smith, Southworth, Starke, Terry, Tillar, Turner, Van Doran, and Wilkins—54.

No. 272. House engrossed bill to amend and re-enact sections 7 and 8 of chapter 120, of Code of 1873, in relation to working and surveying mines.

No. 388. House engrossed bill to amend sections 1, 28 and 35 of chapter 86, Code of 1873, providing for inspectors.

No. 389. House engrossed bill to amend the act approved March 18, 1884, respecting wild game so far as the same relates to the county of Pittsylvania.

No. 359. House joint resolution requesting our representatives in congress to protect our cooerage and carrying trade with the Spanish West Indies.

No. 416. House bill to allow R. R. Horne, treasurer of Hanover county, further time to levy and collect certain tax tickets and levies, was, on motion of Mr. CARDWELL, taken up out of its order on the calendar.

The amendment of the Senate was agreed to.

On motion of Mr. WILKINS, the House adjourned until to-morrow at 10 o'clock, A. M.

THURSDAY, MARCH 4, 1886.

On motion of Mr. THORNE, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, March 3, 1886.

The Senate have agreed to the amendments proposed by the House of Delegates to Senate bills entitled an act to regulate the appointment of boards of directors of the lunatic asylums and care of insane, and the repeal of chapters 117 and 118 of Acts of Assembly of 1883-4, respecting the appointment of the boards of said asylums, No. 31; and an act to allow the treasurer of Alleghany county to file an amended list of delinquent land and property taxes for the years 1881 and 1882; No. 237.

They have agreed to House joint resolutions, entitled joint resolution appropriating money to purchase flags for the capitol, No. 360; and joint resolution authorizing the sitting of joint library committee during the recess of the legislature.

They have passed the following House bills, entitled an act to amend and re-enact section 3 of an act to charter the Stock creek coal and iron company, approved March 9, 1884, No. 323; an act relating to licensed warehousemen and others in this State, the storage of property therewith, and making certain warehouse and other receipts negotiable, No. 339; an act to give the consent of this State to the purchase, by the government of the United States, of land in Alexandria county, for the abutment of, and the necessary approaches to the bridge proposed to be constructed across the Potomac river, No. 355; an act to charter the Clinch river railroad company, No. 362; an act for the relief of L. L. Deakins, late treasurer of Greensville county, No. 368; an act to incorporate the Virginia railroad and transportation company, No. 363; an act to authorize lodge No. 20, Independent order of odd fellows, in the town of Smithfield; to borrow money to pay for repairs on their building, No. 378; an act to amend and re-enact section 2 of chapter 193 of the Code of 1873, in relation to the adulteration of food or drink, No. 383; an act to authorize the district and county school boards of Bedford and Lunenburg counties to organize

graded or intermediate schools, No. 161; an act to incorporate the Young men's christian association of Fincastle, No. 171; an act to repeal section 19 of chapter 60, Acts of 1878-9, in relation to fines, No. 253; an act to ascertain the amount of fines and costs collected by certain county officials and which may not have been accounted for, No. 254; an act to vest the State's interest in Vick's church, in Southampton county, in trustees for the use and benefit of the Methodist Episcopal church south, No. 417; and an act to amend and re-enact section 15 of chapter 16 of Acts of 1877-8, in relation to trials before justices, No. 46.

They have rejected House bill entitled an act to amend and re-enact sections 18, 20, 21, and 22, of the Code of 1873, in relation to the recovery of fines, No. 255.

They have agreed to Senate joint resolution reiterating and reaffirming the joint resolutions adopted by the General Assembly of 1883-4, approved December 21, 1883, declaring the acceptance by the people of Virginia of the settlement of the debt of the State, provided for by the act approved February 14, 1882.

They have passed the following Senate bills entitled: an act to amend and re-enact the 23d section of the charter of the city of Richmond, in relation to encroachments upon streets, No. 162; an act incorporating the Virginia Land Title Guarantee company, No. 367; an act to incorporate the Patrick Henry telephone company, No. 422; an act to amend sections 18, 24, 31, 32, 33, 39, 54, 64, 81, 87, and 88, of an act to provide for the assessment of taxes on persons, property and incomes, and imposing taxes thereon for the support of the government and public free schools, and to pay the interest on the public debt, and to provide for the mode of applying for licenses to transact any business in this State, and prescribing the amount to be paid as a condition precedent to the right to transact such business, approved March 15, 1884, to add additional sections thereto, and to repeal sections 106 and 107 of said act, and chapter 196, of the Acts of the Extra Session of 1884, No. 466; and an act providing for the erection of an elevator and committee rooms in the capitol, and appropriating money therefor, No. 417.

In which resolutions and bills they respectfully request the concurrence of the House of Delegates.

Senate joint resolution reiterating and re-affirming the joint resolution adopted by the General Assembly of 1883-4, approved December 21, 1883, declaring the acceptance by the people of Virginia of the settlement of the debt of the State, provided for by the act approved February 14, 1882, was read twice and placed on the calendar, the rule having been suspended on motion of Mr. HAY, requiring its reference to a committee.

Nos. 162, 417, 466, and 422. Senate bills, were read twice and placed on the calendar, the rule having been suspended on motions severally made requiring their reference to committees.

No. 367. Senate bill, was read twice and referred to the committee on propositions and grievances.

Mr. ECHOLS under a suspension of the rule, presented,

No. 449. House joint resolution authorizing the secretary of the commonwealth to employ an additional clerk; which was read a first time.

Mr. FULKERSON of *Washington*, under a suspension of the rule, presented,

No. 450. House joint resolution suspending the purchase of Riddleberger bonds by the board of sinking fund commissioners; which was read a first time.

On motion of Mr. CARDWELL,

Resolved, That the resolution requiring the House to meet at 10 o'clock, the chair to be vacated at 2 P. M. and resumed at 4 P. M. be rescinded, and that hereafter the House meet at 11 A. M.

Mr. BLACK offered the following resolution:

Resolved, That the clerk of the House of Delegates is hereby authorize and directed to issue his warrant on the auditor of public accounts to C. E. Sullivan, substitute door-keeper of the House for \$50 extra compensation.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

Mr. BLACK moved to reconsider the vote by which the resolution was agreed to; which motion was rejected.

Mr. WADDILL moved to discharge the committee on finance from the consideration of House bill to reduce taxes in the commonwealth; which motion was rejected.

Mr. WADDILL moved to reconsider the vote by which the House refused to discharge the committee; which motion was rejected—yeas 13; nays 39.

On motion of Mr. WADDILL, the vote was recorded as follows:

YEAS—Messrs. Bolling, Franklin, Gills, Jones, W. H. Jordan, Mallory, McCandlish, Martin, Mauck, Southworth, Thorne, Tillar, and Waddill—13.

NAYS—Messrs. Speaker, Black, Bolen, Brown, Buchanan, Cardwell, Carter, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dupuy, Echols, Fentress, Figgat, Hay, Hoge, Holladay, Johnson, C. F. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Miller, Munford, Oglesby, Peters, Reid, Ryan, Saunders, Smith, Terry, Van Doran, Wescott, and Wilkins—39.

Mr. STUART offered the following resolution:

Resolved, That the committee on public property be and they are hereby instructed to inquire into the expediency of opening the fire places in the hall of the House of Delegates or a part thereof; and, if deemed expedient, then they shall order the superintendent of public buildings to cause the same to be opened at once.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

The motion by Mr. FRANKLIN to reconsider to vote by which the

House referred House joint resolution in relation to the internal revenue tax, to a committee, was rejected.

Mr. FRANKLIN moved to reconsider the vote by which the House refused to reconsider.

Mr. FIGGAT moved to pass by the motion to reconsider; which motion was agreed to—yeas 38; nays 13.

On motion of Mr. FRANKLIN, the vote was recorded as follows:

YEAS—Messrs. Speaker, Black, Bohannon, Brown, Buchanan, Cardwell, Carter, Chalmers, Crismond, Dabney, Darst, Downing, Dunlop, Echols, Fentress, Figgat, Hay, Holladay, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Miller, Munford, Noblin, Payne, Ryan, Saunders, Schoolfield, Shields, Smith, Starke, Wescott, and Wilkins—38.

NAYS—Messrs. Bolling, Curlett, Franklin, Gills, Hoge, Jones, W. H. Jordan, Malory, McCandlish, Martin, Mathews, Tillar, and Waddill—13.

The SPEAKER appointed Messrs. MILLER, STARKE, and WADDILL the committee on the part of the House to examine certain securities.

Mr. McCANDLISH offered the following resolution:

Resolved, That the committee on roads and internal navigation, be and are hereby directed to lay before this House any and all testimony taken before said committee in connection with a former resolution of this House, asking for an investigation of the Virginia and Carolina railroad company.

The resolution was referred to the committee on roads and internal navigation.

The committee on enrolled bills report that the following acts have been approved by the governor:

An act for the further protection of fish in the county of Patrick.

An act for the relief of Thomas Spencer, administrator of E. W. Couch, late treasurer of Petersburg.

An act to incorporate the Appomattox Red House and Hat creek railroad company.

An act to amend and re-enact an act approved December 1, 1884, entitled an act to amend and re-enact an act approved March 17, 1884, entitled an act for the relief of the sureties of Charles W. Walker, late treasurer of Giles county.

An act to amend and re-enact section 1 of an act to pay the public free schools the money benefit set apart by the constitution and laws for them, and to repeal chapter 177 of the Acts of 1878-9, approved March 6, 1882.

An act authorizing the board of supervisors of Norfolk county, to levy a license tax for the sale of wine, alcoholic, and malt liquors for the use and benefit of the free schools of said county.

An act to amend and re-enact section 4, chapter 38 of Code of 1873, as amended by an act approved April 28, 1874, and to amend and re-enact sections 15, 28, and 30 of said chapter 38 of the Code of 1873, in relation to forfeited and delinquent lands.

An act allowing the voters of Blackwater voting precinct in the county of Princess Anne, to vote on the question of continuing or repealing the present fence law.

An act to amend and re-enact an act entitled an act to incorporate the town of Martinsville in the county of Henry.

An act to allow John W. Sturgis to erect a wharf on Accohan-nock creek in Accomac county.

An act for the relief of Robert M. Hutchinson and George R. Land, administrators of Samuel G. Farrer, late treasurer of the county of Mecklenburg.

An act for the relief of the securities of J. R. Richerson, late treasurer of Caroline county.

An act for the relief of clerks, banks, &c.

An act to give the consent of the commonwealth to the purchase or acquisition of real estate by the United States government in the city of Norfolk, for a site for a public building for the accommodation of the United States court-room, post-office and other offices.

An act to provide compensation for the teachers of schools when the average attendance of pupils shall not be less than ten.

An act to amend and re-enact section 18 of chapter 2 of Criminal Code, Acts of 1877-78, in relation to rape.

An act for the relief of Isaac N. Bussells.

An act to amend and re-enact section 10 of chapter 99 of the Code of 1873, in relation to wild game.

An act to incorporate the Fredericksburg and Valley railroad company.

An act to authorize the voters of Pittsylvania county to vote for or against the repeal of the present fence law by magisterial districts.

An act extending the time to P. B. Crowder, treasurer of Amelia county, for the collection of taxes and county levies in his hands.

An act to amend and re-enact section 1 of chapter 514, Acts of 1883-4, entitled an act approved March 9, 1880, respecting wild game, approved March 18, 1884.

An act for the relief of R. A. Trice, deputy treasurer of Goochland county.

An act to incorporate the Union State grand tabernacle of the improved order of Galilean Fisherman, No. 1, of the State of Virginia.

An act to protect the fish in the waters of the Mattaponi and Pamunky rivers.

An act to amend and re-enact section 3 of chapter 514 of the Acts of 1883-4, entitled an act to amend an act approved March 9, 1880, respecting wild game.

An act to confirm the charter of the Richmond exchange for woman's work.

An act to amend section 31 of an act entitled an act to amend and re-enact an act entitled an act prescribing the duties, powers, liabilities, and compensation of certain county officers, providing for

the collection of taxes and for the repeal of chapters 37 and 46, Code of 1873, approved March 29, 1875, as amended by an act approved March 29, 1876, amending sections 15 and 30, and by an act approved the same day amending section 47, and by an act approved March 20, 1877, and by an act approved April 2, 1877, amending the 18th and 20th sections, and by an act approved on the same day amending the 30th section, and by three several acts approved March 12, 1878, amending the 7, 6, and 29 sections of said first mentioned act, and to repeal all acts and parts of acts inconsistent herewith, approved April 1, 1879.

An act to provide that all corporations hereafter chartered in the State shall pay their taxes in money or forfeit their charters.

An act to incorporate District Lodge, No. 15, Grand United Order of Odd Fellows of the State of Virginia.

An act to amend the charter of Lynchburg by adding an additional chapter thereto.

An act to allow school trustees of Red Bank district, Halifax county, to expend surplus funds in school houses.

An act to prescribe a condition precedent to the hiring of penitentiary convicts to the Danville and New River railroad company.

An act to provide compensation to A. H. Garland and Martin F. Morris, the representatives of Richard T. Merrick, deceased, for services rendered by Garland and Merricks as counsel in behalf of the State of Virginia in the cases of Poindexter vs. Greenhow, &c.

An act to amend and re-enact an act entitled an act incorporating Marshall Lodge, No. 39, of Free and Accepted Masons, approved January 14, 1848.

An act for the relief of A. R. Green, treasurer of Halifax county.

An act to prescribe the terms for holding the courts of the fifteenth and sixteenth judicial circuits.

An act to amend section 15 of chapter 20 of the Code of 1873, as amended by chapter 127 of Acts of Extra Session of 1884, entitled an act to amend section 15, chapter 20 of the Code of 1873, in regard to the door-keeper to the executive, messenger to the governor, and secretary of the commonwealth.

An act to amend and re-enact chapter 24, Acts of 1874, approved February 2, 1874, entitled an act to incorporate the town of Banister in the county of Halifax, and to amend and re-enact chapter 102, Acts 1874, approved March 14, 1874, entitled an act to authorize the trustees of the town of Banister to elect a president and town sergeant, &c.

An act to prescribe the times for the holding of the terms of the courts of the eighth judicial circuit.

An act to provide compensation to Waller R. Staples, for services rendered the commonwealth as counsel in the case of Marye vs. Parsons, &c.

An act to amend and re-enact an act entitled an act to incorporate the town of Chase City in the county of Mecklenburg, Virginia, passed April 1, 1873.

An act to provide for the building of bridges and causeways, and the repairs thereof, and the opening, working, and keeping in order the roads of the county of Charlotte.

An act to incorporate the Powell's Valley railroad company.

An act to incorporate the Henderson and Roanoke and Virginia railroad company.

An act for the relief of the sureties of Z. T. Cecil, late treasurer of Lee county.

An act to incorporate the Virginia Pharmaceutical association, and to regulate the practice of pharmacy, and to guard the sale of poisons in the State of Virginia.

An act to provide for the erection of additional buildings, &c., for the State female normal school, and to make an appropriation therefor.

An act to authorize the qualified voters of the county of Hanover to vote on the question of removing the county courthouse of said county to the town of Ashland.

An act to amend and re-enact the 1st section of chapter 50, Extra Session Acts 1884, in relation to records in the clerk's office of Rockingham county.

An act to amend and re-enact section 7, chapter 166 of the Code of 1873, as amended by an act approved March 18, 1884, entitled an act to amend and re-enact section 7, chapter 166 of Code of 1873, as amended by an act entitled an act to amend and re-enact section 7 of chapter 166, Code of 1873, approved February 17, 1886, in relation to services of process against or notice to a corporation.

An act to prevent frauds upon the commonwealth and the holders of her securities in the collection and disbursement of revenues, and to repeal section 112 of an act approved March 15, 1884, entitled an act to provide for the assessment of taxes, &c., and to repeal an act approved February 7, 1884, entitled an act to regulate the granting of licenses, &c., and to repeal an act approved February 25, 1884, entitled an act to regulate granting of licenses, &c.

An act for the enactment of special road law for Scott county.

The morning hour having expired, the House proceeded to the business on the calendar.

The following House engrossed bills taken up out of their order on the calendar, were read a third time and passed:

No. 443. House engrossed bill to incorporate the Rappahannock Valley agricultural and mechanical society of Fredericksburg.

Ordered, That Mr. CRISMOND carry the bill to the Senate and request their concurrence.

No. 89. House engrossed bill to amend and re-enact section 29 of the charter of the town of Culpeper.

Ordered, That Mr. HAY carry the bill to the Senate and request their concurrence.

No. 423. House engrossed bill to authorize G. W. Koontz, treasurer of Shenandoah county, to collect certain tax tickets by levy.

Ordered, That Mr. DARST carry the bill to the Senate and request their concurrence.

No. 414. House engrossed bill to provide the manner in which the common council of the city of Petersburg may purchase the Virginia and Carolina railroad to the extent of the claim of said city against said road or sell or dispose of the claim of said city against said road.

Ordered, That Mr. McCANDLISH carry the bill to the Senate and request their concurrence.

No. 156. House engrossed bill to authorize the board of supervisors of Frederick county to order a special election upon the question of building a house in Opequon magisterial district for the purpose of holding magisterial courts.

Ordered, That Mr. RYAN carry the bill to the Senate and request their concurrence.

No. 429. House engrossed bill to allow James A. Tilman, treasurer of Powhatan county, further time to levy and collect certain tickets, licenses and levies.

Ordered, That Mr. MILLER carry the bill to the Senate and request their concurrence.

The following Senate bills were read a third time and passed :

No. 422. Senate bill entitled an act to incorporate the Patrick Henry telephone company.

No. 421. Senate bill entitled an act to authorize the treasurer of Rockingham county, to collect certain taxes, levies, &c., accounted for by the late treasurer of said county and remaining uncollected.

Ordered, That Mr. DOWNING carry the bill to the Senate and request their concurrence in the amendments of the House.

No. 224. Senate bill entitled an act to authorize the Lynchburg and Salem turnpike company to transfer to the city of Lynchburg the portion of said turnpike road lying in the city of Lynchburg.

The following House bills were read a second time, and ordered to be engrossed to be read a third time :

No. 445. House bill to provide for the compensation of the special House committee appointed in 1883-84, to continue and complete the investigation of the books, etc., of first auditor's office.

No. 384. House bill to authorize the board of supervisors of Isle of Wight county to supplement the salary of the judge of the county court of said county.

No. 447. House bill to incorporate the Erin hunting club of Henrico and Hanover counties.

No. 466. Senate bill entitled an act to amend sections 18, 24, 31, 32, 33, 39, 54, 64, 81, 87 and 88 of an act to provide for the assessment of taxes on persons, property and incomes, and imposing taxes thereon for the support of the government and public free schools, and to pay the interest on the public debt and to provide for the mode of applying for licenses to transact any business in this State, and prescribing the amount to be paid as a condition precedent to the right to transact such business, approved March 15, 1884, to add

additional sections thereto and to repeal sections 106 and 107 of said act and chapter 196 of the Acts of the Extra Session of 1884, was, on motion of Mr. STUART, taken up out of its order on the calendar.

On motion of Mr. DABNEY, the bill was amended by striking out in 3d line, 1st section, the words "and eighty-eight" and inserting "and eighty-eight and eighty-nine."

On motion of Mr. DARST, the bill was amended by striking out in section 87, 3d and 4th lines, the words "but if said hall is used as a skating rink, the tax shall be one hundred dollars," and inserting the words: "provided that every person who shall establish, keep or exhibit for profit a skating rink, shall pay for the privilege of keeping or exhibiting such skating rink, as follows: First. When such rink is kept or exhibited in a city of more than ten thousand inhabitants he shall pay the sum of ten dollars per quarter. Second. When such rink is kept or exhibited in a city or town of not more than ten nor less than two thousand inhabitants, he shall pay the sum of seven dollars and fifty cents per quarter. Third. When such rink is kept or exhibited any where else than in towns and cities above mentioned, he shall pay the sum of five dollars per quarter."

On motion of Mr. DABNEY, the bill was amended by striking out in section 88, lines 12 and 13, the following: "or to allow the use of such hall as a skating rink, the tax shall be one hundred dollars."

On motion of Mr. RYAN, the bill was amended by striking out in section 33, 2d line, "fifty dollars," and inserting "one hundred dollars"—yeas 33; nays 29.

On motion of Mr. DOWNING, the vote was recorded as follows:

YEAS—Messrs. Bohannon, Borum, Brown, Cardwell, Curlett, Dabney, Darst, Eastwood, Faulcon, Gills, Hoge, Holladay, Johnson, Lawson, Martin, Mathews, Mayo, Payne, Reid, Ryan, Schoolfield, Sebrell, Shields, Smith, Southworth, Starke, Tillar, Turner, Van Doran, Waddill, Wescott, and Wilkins—33.

NAYS—Messrs. Speaker, Black, Bolen, Buchanan, Carter, Chalmers, Bickenson, Downing, Echols, Fentress, Figgat, Abram Fulkerson, Goad, C. F. Jordan, Wm. I. Jordan, Leftwitch, Lightner, Lockett, Loving, Mallory, McCandlish, Moss, Miller, Munford, Noblin, Peters, Saunders, Taliaferro, and Thorne—29.

Mr. HAY moved to reconsider the vote by which the amendment was agreed to; which motion was rejected—yeas 29; nays 31.

On motion of Mr. PETERS, the vote was recorded as follows:

YEAS—Messrs. Speaker, Black, Bohannon, Bolling, Buchanan, Burks, Carter, Chalmers, Dickenson, Downing, Echols, Figgat, Abram Fulkerson, Goad, Harris, Hay, C. F. Jordan, William I. Jordan, Leftwitch, Lightner, Loving, Mallory, McCandlish, Moss, Noblin, Oglesby, Peters, Saunders, and Thorn—29.

NAYS—Messrs. Brown, Cardwell, Crismond, Curlett, Dabney, Darst, Dunlop, Eastwood, Faulcon, Gills, Hoge, Holladay, Johnson, Lawson, Lockett, Martin, Mathews, Mayo, Nance, Reid, Schoolfield, Sebrell, Smith, Southworth, Starke, Tillar, Turner, Van Doran, Wescott, Wilkins, and Wise—31.

On motion of Mr. THORNE, the bill was amended by inserting in section 39, 4th line, after "periodicals," the following words: "or

any person who shall receive subscriptions for newspapers, magazines or periodicals published solely in the interest of agriculture or horticulture."

Mr. TERRY moved to insert as an independent section, the following:

§ 38. A land agent shall pay for the privilege the sum of fifty dollars and one-fourth of one per centum on amount of sales: provided that where there is a firm of land agents doing business in one locality, said tax shall be on the firm and not on each member thereof: and provided further, that a land agent who desires to sell in one county only, shall pay for the privilege, the sum of twenty dollars and one-fourth of one per centum on amount of sales, provided that this section shall not apply to any county which has a town of over two thousand inhabitants—yeas 14; nays 35—no quorum voting.

On motion of Mr. TERRY, the vote was recorded as follows:

YEAS—Messrs. Bolen, Curlett, Dickenson, Figgatt, Goad, Harris, Holladay, Wm. I. Jordan, Lockett, Ryan, Smith, Terry, Thorne, and Wise—14.

NAYS—Messrs. Speaker, Black, Bohannon, Borum, Brown, Cardwell, Chalmers, Crismond, Dabney, Darst, Downing, Eastwood, Echols, Fentress, Hay, Hoge, Huffman, Johnson, C. F. Jordan, Lawson, Leftwitch, Lightner, Loving, Mallory, Martin, Miller, Munford, Peters, Reid, Saunders, Shields, Starke, Waddill, Wescott, and Wilkins—35.

Mr. ECHOLS moved that the House do now adjourn; which motion was rejected—a quorum voting.

The amendment offered by Mr. TERRY was rejected—yeas 25; nays 28.

On motion of Mr. TERRY, the vote was recorded as follows:

YEAS—Messrs. Bolen, Borum, Brown, Burks, Curlett, Dickenson, Dupuy, Figgatt, Gills, Goad, Harris, Holladay, Huffman, W. H. Jordan, Wm. I. Jordan, Lockett, Mallory, Miller, Ryan, Smith, Southworth, Terry, Thorne, Turner, and Wise—25.

NAYS—Messrs. Speaker, Black, Cardwell, Carter, Chalmers, Dabney, Darst, Downing, Dunlop, Eastwood, Echols, Hay, Hoge, Johnson, Lawson, Leftwitch, Lightner, Loving, Peters, Reid, Saunders, Schoolfield, Shields, Starke, Taliaferro, Waddill, Wescott, and Wilkins—28.

On motion of Mr. DOWNING, the bill was amended by striking out section 5 and inserting in lieu thereof, the following: "Fifth. Sections 106 and 107 of an act approved March 15, 1884, entitled an act to provide for the assessment of taxes, &c., and section 106 of an act approved December 1, 1884, entitled an act to amend and reenact section 106 of an act entitled an act to provide for the assessment of taxes on persons, property, &c., &c., are hereby repealed."

The bill was ordered to its third reading.

Messrs. FULKERSON of *Washington*, and CHILDRESS presented minority reports in relation to the South Atlantic and Ohio railroad company.

No. 417. Senate bill entitled an act providing for the erection of an elevator and committee rooms in the capitol and appropriating money therefor, was, on motion of Mr. SMITH, taken up out of its order on the calendar.

The bill was read a third time and rejected—yeas 19; nays 27—no quorum voting.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Brown, Carter, Chalmers, Crismond, Curlett, Dabney, Darst, Figgat, Johnson, Wm. I. Jordan, Leftwitch, Lockett, Ryan, Schoolfield, Shields, Starke, Waddill, and Wilkins—19.

NAYS—Messrs. Bohannon, Bolen, Borum, Buchanan, Dickenson, Faulcon, Fentress, Franklin, Abram Fulkerson, Gills, Goad, Hay, Holladay, C. F. Jordan, W. H. Jordan, Lawson, Lightner, Loving, Mallory, McCandlish, Martin, Mathews, Nance, Noblin, Southworth, Taliaferro, and Wise—27.

A message was received from the Senate by Mr. STUBBS, who informed the House that the Senate had passed No. 477. Senate bill entitled an act to allow Wm. H. Ash to establish a ferry from Gloucester Point to Yorktown, and from Yorktown to Gloucester Point across York river; in which they respectfully request the concurrence of the House.

The SPEAKER laid the bill before the House.

The bill was read twice and placed on the calendar, the rule having been suspended on motion of Mr. TALIAFERRO, requiring its reference to a committee.

On motion of Mr. TALIAFERRO, the bill was taken up out of its order on the calendar.

The bill was read a third time and passed.

A message was received from the Senate by Mr. CAUSEY, who informed the House that the Senate has passed No. 255. House bill entitled an act to amend and re-enact sections 18, 20, 21, and 22 of the Code of 1873, in relation to the recovery of fines.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to a concurrent resolution as follows:

Resolved (the House of Delegates concurring), That a special committee appointed to consider the subject of providing a building for a library and public offices be continued with authority to report at the next session of the General Assembly: provided that no expense shall be entailed on the commonwealth thereby; in which they respectfully request the concurrence of the House.

The SPEAKER laid the joint resolution before the House.

The House refused to refer the resolution to a committee.

The resolution was agreed to.

On motion of Mr. STUART, the chair was vacated until 4 o'clock, P. M.

EVENING SESSION.

The chair was resumed at 4 o'clock, P. M.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had agreed to the report of the committee of conference to consider the disagreeing votes of the two houses on No. 407. Senate bill (appropriation bill.)

The report of the committee of conference as follows :

The committee of conference appointed to consider the disagreeing votes of the two houses on Senate bill, No. 407 (appropriation bill) respectfully recommend :

First. That the Senate agree to the second amendment of the House.

Second. That the House recede from its third amendment.

Third.. That the House recede from its fifth amendment.

Fourth. That the Senate recede from its disagreement to the sixth amendment of the House and recommend the adoption of the following in lieu thereof: first clerk, one thousand two hundred and eighty dollars; second clerk, one thousand one hundred dollars; third clerk, one thousand and forty dollars; fourth clerk, nine hundred and sixty dollars.

Fifth. That the House recede from its eighth amendment.

Sixth. That the House recede from its twelfth amendment.

Seventh. That the Senate recede from its disagreement to the thirteenth amendment of the House and recommend the adoption of the following in lieu thereof: first clerk, one thousand two hundred and eighty dollars; second clerk, one thousand one hundred dollars; third clerk, one thousand and forty dollars; fourth clerk, nine hundred and sixty dollars.

Eighth. That the House recede from its fifteenth amendment.

Ninth. That the House recede from its sixteenth amendment.

Tenth. That the House recede from its eighteenth amendment.

Eleventh. That the House recede from its nineteenth amendment.

Twelfth. That the House recede from its twentieth amendment, and recommend the adoption of the following in lieu thereof: expert in office of auditor of public accounts, one thousand five hundred dollars.

WILLIAM LOVENSTEIN,
Senate Committee,

H. R. POLLARD,
Chairman House Committee,

Per EDWARD ECHOLS—

Was agreed to.

No. 466. Senate bill (the tax bill) was taken up.

The question being on the passage of the bill, was put and decided in the affirmative—yeas 51; nays 4.

The vote required by the constitution was recorded as follows :

YEAS—Messrs. Speaker, Black, Bohannon, Bolling, Brown, Buchanan, Cardwell, Chalmers, Crismond, Curlett, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Faulcon, Fentress, Figgat, Abram Fulkerson, Goad, Hay, Hoge, Johnson, C. F. Jordan, Wm. I. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mathews, Miller, Nance, O'Bannon, Payne, Powell, Ryan, Saunders, Schoolfield, Shields, Starke, Taliaferro, Terry, Thorne, Tillar, Van Doran, Wescott, and Wilkins—51.

NAYS—Messrs. Mayo, Southworth, Waddill, and Wise—4.

On motion of Mr. DABNEY, the title of the bill was amended by inserting after "39" the figures "48" and striking out "and eighty-eight" and inserting "eighty-eight and eighty-nine."

Ordered, That Mr. SAUNDERS carry the bill to the Senate and request their concurrence in the amendments of the House.

A message was received from the Senate by Mr. HURT, who informed the House that the Senate had agreed to the amendments of the House.

Special order, No. 360. Senate bill entitled an act for the protection of oysters and to obtain revenue therefrom, came up.

Mr. SHIELDS moved to pass the bill by; which motion was rejected—yeas 20; nays 33.

On motion of Mr. BOHANNAN, the vote was recorded as follows:

YEAS—Messrs. Black, Bolling, Buchanan, Chalmers, Curlett, Dickenson, Fentress, Gills, Johnson, C. F. Jordan, Mallory, McCandlish, Mathews, Nance, O'Bannon, Shields, Southworth, Tillar, Waddill, and Wise—20.

NAYS—Messrs. Speaker, Bohannon, Brown, Cardwell, Carter, Crismond, Dabney, Downing, Dupuy, Eastwood, Abram Fulkerson, Goad, Hay, Hoge, Lawson, Leftwitch, Lockett, Loving, Moss, Miller, Payne, Peters, Powell, Reid, Saunders, Schoolfield, Starke, Taliaferro, Terry, Thorne, Van Doran, Wescott, and Wilkins—33.

On motion of Mr. STUART, the special order was postponed until to-morrow at 11:30, A. M.

A message was received from the Senate by Mr. KEEZELL, who informed the House that the Senate had passed No. 471. Senate bill entitled an act to provide for replacing buildings and making other improvements at the Eastern lunatic asylum; in which they respectfully request the concurrence of the House.

No. 444. House bill to amend and re-enact section 1 of an act entitled an act to tax railroads in certain cases for county and school purposes, approved February 27, 1880, was, on motion of Mr. MARTIN, taken up out of its order on the calendar.

The bill was read a second time and ordered to be engrossed to be read a third time.

Senate joint resolution as follows:

1. Resolved by the Senate of Virginia (the House of Delegates concurring), That this General Assembly doth reiterate and reaffirm the joint resolutions unanimously adopted by the General Assembly of eighteen hundred and eighty-three and eighty-four, approved December twenty-first, eighteen hundred and eighty-three, declar-

ing the acceptance by the people of Virginia of the settlement of the debt of the State provided for by the act approved February fourteenth, eighteen hundred and eighty-two.

2. The people of Virginia are determined that no settlement of the State debt shall ever be made upon any basis less favorable to the commonwealth than that provided for by that law and the acts amendatory thereof; and they will carry out in good faith the terms of that settlement so far as the same have been or may be accepted by the creditors of the State.

3. The highest considerations of patriotism, public policy, and self-interest demand that the tax-payers of this State shall not co-operate with those public creditors who are harrassing the people of the commonwealth by vexatious litigation, by seeking to force coupons into the treasury in the payment of taxes. And the General Assembly appeals to the tax-payers of Virginia not to speculate upon the necessities of the commonwealth or take advantage of the State and those of her citizens who cannot avail themselves of the means for paying taxes by seeking to discharge their dues to the State in depreciated paper.

4. The governor of the commonwealth is requested to communicate these and the resolutions above referred to, by public proclamation or otherwise to the holders of the obligations of this State, calling upon them to come in and accept the terms of settlement proffered to them.

5. The governor is also requested to issue his proclamation to the people and tax-payers of this State, urging upon them the duty and the importance of standing by the commonwealth in this emergency—Was, on motion of Mr. HAY, taken up out of its order on the calendar.

The joint resolution was read a third time.

The question being on agreeing to the Senate joint resolution, was put—yeas 43.

On motion of Mr. FRANKLIN, the vote was recorded as follows:

YEAS—Messrs. Speaker, Black, Bohannon, Brown, Buchanan, Carter, Chalmers, Crismond, Dabney, Darst, Dickenson, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Goad, Hay, Johnson, C. F. Jordan, Lawson, Leftwitch, Lightner, Lockett, Loving, Mallory, Miller, Noblin, O'Bannon, Oglesby, Peters, Powell, Reid, Ryan, Saunders, Schoolfield, Shields, Smith, Taliaferro, Terry, and Van Doran—43.

MESSRS. WADDILL, FRANKLIN, WISE, SOUTHWORTH, TILLAR, MALLORY, MARTIN, GILLS, and MATHEWS being designated as present, were counted on the negative of the question, and in addition thereto, were entered as present and not voting—yeas 43: nays 9.

The joint resolution was agreed to.

A message was received from the Senate by Mr. NORTON, who informed the House that the Senate had passed No. 454. Senate bill entitled an act to authorize the judge of the county court of Warwick to appoint a quarantine officer at Newport News; in which they respectfully request the concurrence of the House.

A message was received from the Senate by Mr. BLACKSTONE, who informed the House that the Senate had passed with an amendment, No. 231. House bill entitled an act to amend section 2, chapter 171, Code of 1873, and the acts amendatory thereof in regard to commissioners of courts; in which they respectfully request the concurrence of the House.

A message was received from the Senate by Mr. JONES, who informed the House that the Senate had passed No. 275. House bill entitled an act to furnish text books to the public free school scholars at cost.

A message was received from the Senate by their clerk, who informed the House that the Senate had agreed to a resolution as follows:

Resolved, That the House of Delegates be requested to return to the Senate No. 275. House bill entitled an act to furnish text books to the public free school scholars at cost.

The SPEAKER laid the resolution before the House.

The House refused to refer the resolution to a committee—yeas 28; nays 29.

On motion of Mr. FIGGAT, the vote was recorded as follows:

YEAS—Messrs. Black, Bohannon, Brown, Carter, Chalmers, Crismond, Dabney, Dickenson, Dunlop, Dupuy, Eastwood, Fentress, Figgat, Goad, Johnson, C. F. Jordan, Lawson, Leftwitch, Mallory, O'Bannon, Reid, Schoolfield, Shields, Smith, Taliaferro, Terry, Van Doran, and Wilkins—28.

NAYS—Messrs. Speaker, Bolling, Buchanan, Downing, Echols, Abram Fulkerson, Gills, Hay, Lightner, Lockett, Loving, McCandlish, Mathews, Mayo, Moss, Miller, Nance, Noblin, Oglesby, Peters, Ryan, Saunders, Southworth, Starke, Thorne, Tillar, Waddill, Wescott, and Wise—29.

Mr. DOWNING moved to reconsider the vote by which the House refused to refer the resolution; which motion was rejected.

The resolution was agreed to.

A message was received from the Senate by Mr. HURT, who informed the House that the Senate had agreed to the following resolution:

Resolved, That the House of Delegates be informed that the communication made to the House, that House bill No. 275, had been passed by the Senate, was erroneous, and that the House be respectfully requested to return the bill.

Ordered, That Mr. BUCHANAN return House bill No. 275 to the Senate.

On motion of Mr. MAYO, the House adjourned until to-morrow at 11 o'clock A. M.

FRIDAY, MARCH 5, 1886.

On motion of Mr. RYAN, the reading of the Journal was dispensed with.

A communication from the Senate by their clerk, was read as follows:

In Senate, March 4, 1886.

The Senate have agreed to the amendments proposed by the House of Delegates to Senate bill entitled an act to authorize the treasurer of Rockingham county to collect certain taxes, levies, &c., accounted for by the late treasurer of said county and remaining uncollected, No. 421.

They have passed House bills entitled an act to amend and re-enact section 29 of the charter of the town of Culpeper, No. 89; an act to provide for the appointment of commissioner to locate and establish the dividing line between this State and the State of North Carolina, No. 93; an act to authorize the board of supervisors of Frederick county to order a special election upon the question of building a house in Opequon magisterial district for the purpose of holding magisterial courts, No. 156; an act to employ convict labor on county roads and other works of internal improvement, No. 164; an act to amend and re-enact section 13 of chapter 158 of Acts of Assembly 1883-84, in relation to choosing registrars and judges of election, &c., No. 211; an act to amend and re-enact sections 1, 2, and 3 of chapter 65 of the Acts of Assembly 1883 and 1884, entitled an act to regulate the practice of medicine and surgery, approved January 31, 1884, No. 222; an act to amend and re-enact sections 7 and 8 of chapter 120 of Code of 1873, in relation to working and surveying mines, No. 272; an act to incorporate the Surry and Smithfield railroad company, No. 348; an act to amend and re-enact sections 3 and 4 of chapter 141 of the Code, in relation to the acceptance and payment of bills of exchange, No. 381; an act to provide the manner in which the common council of the city of Petersburg may purchase the Virginia and Carolina railroad, to the extent of the claim of said city against said road, or sell or dispose of the claim of said city against said road, No. 414; an act to authorize G. W. Koontz, treasurer of Shenandoah county, to collect certain tax tickets by levy, No. 423; an act to provide for the working and keeping in repair the public roads and bridges in Amherst county, No. 434; an act to allow James A. Tilman, treasurer of Powhatan county, further time to levy and collect certain tickets, license and levies, No. 429; an act to authorize the trustees of Holcombe Hall association to borrow money and to enable them to provide for the repayment of said money, No. 435; an act to incorporate the Rappahannock valley agricultural and mechanical society of Fredericksburg, No. 443; an act to authorize the council of the city of Richmond to establish and maintain a house of reformation

and work-house, No. 418; an act to amend and re-enact section 1 of chapter 514 of Acts of Assembly 1883-4, respecting wild game, No. 390; an act to provide for the payment of a judgment recovered by Madison Flanagan against the board of directors of the Central lunatic asylum of Virginia, No. 81; an act to authorize the school trustees of Newbern district, Pulaski county, to sell and convey certain property, No. 243; an act to allow Wat. T. Seawell of the county of Gloucester, to erect a pier or wharf in said county for the purpose of shipping oysters, No. 419; an act to amend the act approved March 18, 1884, respecting wild game, so far as the same relates to the county of Pittsylvania, No. 389; and an act to require assignees or trustees to give bonds in certain cases, No. 330.

They have agreed to the following joint resolutions: House joint resolution paying Geo. H. Bagwell for services in establishing the boundary line between Maryland and Virginia, No. 415; and House joint resolution for the election of certain county school commissioners.

They have agreed to, with amendments, House joint resolution to fill vacancies in certain electoral boards; and have agreed to House joint resolution filling vacancies in electoral boards.

They have passed with amendments, House bill entitled an act to authorize the counties of Washington and Russell, to take stock in the Washington and Russell turnpike company, to contract for convict labor to macadamize the road, and to erect telephone lines in said counties, No. 326.

They have rejected House bills entitled an act to authorize the auditor of public accounts to borrow money to meet a casual deficit in the revenues to pay the interest on her post liabilities and to create a sinking fund to pay the principal of the debt, No. 400; and an act to furnish text books to the public free school scholars at cost, No. 275.

They have passed Senate bill entitled an act for the relief of F. P. Wray of fines imposed on him by the county court of Brunswick county, No. 469.

In which amendments and bill they respectfully request the concurrence of the House of Delegates.

No. 469. Senate bill, was read twice and placed on the calendar, the rule having been suspended, on motion of Mr. HAY, requiring its reference to a committee.

No. 326. House bill, was placed on the calendar, the rule having been suspended, on motion of Mr. BUCHANAN, requiring its reference to a committee.

No. 471. Senate bill entitled an act to provide for replacing buildings and making other improvements at the Eastern lunatic asylum, was read twice and placed on the calendar, the rule having been suspended, on motion of Mr. O'BANNON, requiring its reference to a committee.

No. 454. Senate bill entitled an act to authorize the judge of the

county court of Warwick to appoint a quarantine officer at Newport News, was read twice and placed on the calendar, the rule having been suspended, on motion of Mr. CARDWELL, requiring its reference to a committee.

No. 231. House bill entitled an act to amend section 2, chapter 171, Code of 1873, and the acts amendatory thereof, in regard to commissioners of courts, was placed on the calendar, the rule having been suspended, on motion of Mr. MILLER, requiring its reference to a committee.

No. 258. Senate bill entitled an act to amend and re-enact an act entitled an act to amend section 10, chapter 17, Code of 1873, in relation to the suspension and removal of certain officers, in force February 23, 1884, was reported from the committee for courts of justice.

Mr. CARDWELL, under a suspension of the rule, presented

No. 451. House joint resolution appointing a commissioner to confer with certain creditors of the State; which was read a first time.

House joint resolution to fill vacancies in certain electoral boards, came up.

The amendments of the Senate as follows:

Gloucester, R. M. Page; Halifax, W. E. Owens; Clarke, David Meade—

Were agreed to.

The amendments of the Senate to House joint resolution filling a vacancy in the board of school commissioners of the county of Warren, &c., as follows:

Bath, J. C. Jones and R. S. Larue; Amherst, P. H. Drummond; Nelson, J. T. Coleman; Bland, J. Newton Johnston and A. G. Uplike; Carroll, Noah Combs—

Were agreed to.

A message was received from the Senate by Mr. HURT, who informed the House that the Senate had agreed to the following resolution:

Resolved, That the General Assembly adjourn sine die on Saturday, March 6, 1886, at 1 o'clock, P. M—

In which they respectfully request the concurrence of the House.

The SPEAKER laid the resolution before the House.

The resolution was agreed to.

Ordered, That Mr. CARDWELL inform the Senate that the House had agreed to the resolution.

The minority report presented by Mr. CHILDRESS in relation to the Atlantic and Ohio railroad company, was rejected.

The minority report presented by Mr. FULKERSON of *Washington*, was agreed to.

The morning hour having expired, the House proceeded to the business on the calendar.

No. 361. House engrossed bill regulating ferries with relation to

the town of Mercer Ferry, near Fredericksburg, was, on motion of Mr. SOUTHWORTH; taken up out of its order on the calendar.

The bill was read a third time and passed.

Ordered, That Mr. SOUTHWORTH carry the bill to the Senate and request their concurrence.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had passed the bill.

A message was received from the Senate by Mr. LOVENSTEIN, who informed the House that the Senate had passed No. 344. House bill entitled an act to incorporate the Southern nurseries company.

The hour of 11½ o'clock having arrived,

Special order, No. 360. Senate bill entitled an act for the protection of oysters and to obtain revenue therefrom, came up.

The question being on agreeing to the amendment offered by Mr. MAYO to strike out the words, "the lighthouse on Rappahannock spit to the lighthouse on Wolf Trap spit," and insert the words, "Windhall point to Stingery point, thence to eastern entrance of Milford Haven, and thence to the lighthouse on Wolf Trap spit," was put—yeas 2; nays 47; no quorum voting.

On motion of Mr. MAYO, the vote was recorded as follows:

YEAS—Messrs. Mayo and Waddill—2.

NAYS—Messrs. Bohannon, Bolen, Bolling, Borum, Brown, Buchanan, Cardwell, Carter, Chalmers, Crismond, Dabney, Darst, Dunlop, Dupuy, Eastwood, Fentress, Figgat, Franklin, Gills, Hay, Holladay, Johnson, W. H. Jordan, Leftwitch, Lightner, Loving, McCandlish, Martin, Mathews, Munford, Nance, O'Bannon, Oglesby, Payne, Peters, Pollard, Porter, Reid, Ryan, Saunders, Shields, Southworth, Starke, Taliaferro, Terry, Wilkins, and Wise—47.

Messrs. HARRIS, WESCOTT, FULKERSON of *Washington*, and MILLER were designated and counted in the negative, and in addition were entered on the Journal as present and not voting.

The amendment by Mr. MAYO was rejected.

Mr. SHIELDS offered a substitute for the bill.

Mr. WISE moved to amend the substitute by striking out the 13th section and inserting in lieu thereof, the following:

"Hereafter it shall not be lawful for any person to take or catch oysters in the waters of this commonwealth with tongs or in any other way from the 31st day of May to the 15th day of September. Any person offending against the provisions of this act shall forfeit and pay for each offence not less than ten nor more than fifty dollars, nor shall it be lawful for any person at any time to catch or take oysters on Sunday in any manner, or from one hour after sunset of any day to one hour before sunrise of the succeeding day"—

Which was agreed to.

The substitute, as amended, was agreed to.

The bill was ordered to its third reading.

The substitute being presently engrossed, the bill was read a third time and passed.

On motion of Mr. TALIAFERRO, the title was amended so as to read as follows: "To amend and re-enact sections 13 and 17 and repeal sections 39 and 40 of an act for the preservation of oysters and to obtain revenue for the privilege of taking them within the waters of the commonwealth, approved March 4, 1884, as amended by the act approved August 27, 1884, as amended by the acts approved November 26, 1884, and November 29, 1884."

Ordered, That Mr. SHIELDS carry the bill to the Senate and request their concurrence in the substitute of the House.

A message was received from the Senate by Mr. STUBBS, who informed the House that the Senate had agreed to the substitute of the House.

A message was received from the Senate by Mr. STUBBS, who informed the House that the Senate had passed No. 472. Senate bill entitled an act to prescribe the times for holding the terms of the ninth judicial circuit; in which they respectfully request the concurrence of the House.

The SPEAKER laid the bill before the House.

The bill was read twice and placed on the calendar, the rule having been suspended on motion of Mr. POLLARD, requiring its reference to a committee.

A message was received from the Senate by Mr. NORTON, who informed the House that the Senate had passed No. 229. House bill entitled an act to make it lawful for the boards of supervisors of New Kent and Charles City counties to levy for additional compensation for the county judge, &c.

A message was received from the Senate by Mr. WICKHAM, who informed the House that the Senate had passed No. 314. House bill entitled an act to authorize the board of supervisors of Caroline county to increase the salary of the judge of said county.

A message was received from the Senate by Mr. STAPLES, who informed the House that the Senate had passed Senate bill entitled an act to amend and re-enact section 7 of an act approved March 29, 1873, entitled an act to incorporate the Dauville and New river narrow guage railroad, and to add sections 8 and 9 thereto, No. 415; in which they respectfully request the concurrence of the House.

The SPEAKER laid the bill before the House.

The bill was read twice and placed on the calendar, the rule having been suspended on motion of Mr. HAY, requiring its reference to a committee.

The bill was read a third time and passed.

No. 264. Senate bill entitled an act to amend section 30 of chapter 60 of Acts of Assembly of 1878-79, entitled an act prescribing the duties, powers, liabilities and compensation of certain county officers, providing for the collection of taxes, and for the repeal of chapters 37 and 46, Code of 1873, approved March 29, 1875, as amended by an act approved March 29, 1876, amending sections 15 and 30, and by an act approved the same day amending section 47.

and by an act approved March 20, 1877, and by an act approved April 2, 1877, amending the 18th and 20th sections, and by an act approved on the same day amending the 30th section, and by three several acts approved March 12, 1878, amending the 7, 6, and 29 sections of said first mentioned act, and to repeal all acts and parts of acts inconsistent herewith.

The bill was read a third time—yeas 39; nays 4—no quorum voting.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Bolen, Bolling, Borum, Brown, Cardwell, Chalmers, Crismond, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Franklin, Gills, Harris, Hay, Hoge, Holladay, Johnson, W. H. Jordan, Loving, McCandlish, Martin, Mathews, Miller, Munford, Nance, O'Bannon, Pollard, Reid, Shields, Southworth, Starke, Taliaferro, Waddill, Wescott, and Wilkins—39.

NAYS—Messrs. Leftwitch, Porter, Saunders, and Wise—4.

Mr. RYAN moved that the House do now adjourn; which motion was rejected—a quorum voting.

The question recurring on the passage of the bill, was put and decided in the negative—yeas 48; nays 7.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolen, Bolling, Borum, Brown, Buchanan, Cardwell, Carter, Crismond, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Franklin, Gills, Harris, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Lockett, Loving, McCandlish, Martin, Mathews, Mayo, Miller, Munford, Nance, Payne, Peters, Shields, Smith, Southworth, Starke, Taliaferro, Thorne, Waddill, Wescott, and Wilkins—48.

NAYS—Messrs. Dabney, Darst, Leftwitch, O'Bannon, Porter, Ryan, and Wise—7.

Mr. WISE moved to reconsider the vote by which the bill was rejected; which motion was agreed to.

The question recurring on the passage of the bill, was put and decided in the negative—yeas 48; nays 5.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Bolen, Bolling, Borum, Brown, Buchanan, Cardwell, Carter, Chalmers, Crismond, Darst, Dunlop, Dupuy, Eastwood, Echols, Figgat, Franklin, Gills, Harris, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Loving, McCandlish, Martin, Mathews, Mayo, Miller, Munford, Nance, Oglesby, Pollard, Powell, Reid, Shields, Smith, Southworth, Starke, Taliaferro, Terry, Waddill, Wescott, and Wilkins—48.

NAYS—Messrs. Leftwich, O'Bannon, Porter, Ryan, and Wise—5.

No. 417. Senate bill entitled an act providing for the erection of an elevator and committee rooms in the capitol, and appropriating money therefor.

The question recurring on the passage of the bill, was put and decided in the affirmative—yeas 51; nays 6.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Arnold, Black, Bohannon, Bolling, Brown, Buchanan, Carter, Chalmers, Crismond, Dabney, Darst, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Franklin, Harris, Hoge, Holladay, Johnson, C. F. Jordan, W. H. Jordan, Leftwitch, Lightner, Lockett, Loving, Martin, Mayo, Miller, Munford, Nance, O'Bannon, Oglesby, Payne, Peters, Pollard, Porter, Ryan, Saunders, Shields, Smith, Southworth, Starke, Taliaferro, Thorne, Van Doran, Waddill, and Wilkins—51.

NAYS—Messrs. Bolen, Gills, Hay, McCandlish, Wescott, and Wise—6.

No. 469. Senate bill entitled an act for the relief of F. P. Wray of fines imposed on him by the county court of Brunswick county.

The question being on the passage of the bill, was put—yeas 35—no quorum voting.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Bohannon, Brown, Buchanan, Chalmers, Crismond, Darst, Dupuy, Eastwood, Figgat, Harris, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. H. Jordan, Leftwitch, Loving, McCandlish, Martin, Mayo, Miller, O'Bannon, Oglesby, Porter, Powell, Shields, Southworth, Starke, Taliaferro, Thorne, Van Doran, Waddill, and Wise—35.

Mr. HAY moved that the House do now adjourn; which motion was rejected—a quorum voting.

The question recurring on the passage of the bill,

On motion of Mr. HAY, the bill was passed by.

The following Senate bills were read a third time and passed:

No. 454. Senate bill entitled an act to authorize the judge of the county court of Warwick to appoint a quarantine officer at Newport News.

No. 472. Senate bill entitled an act to prescribe the times for holding the terms of the ninth judicial circuit.

No. 258. Senate bill entitled an act to amend and re-enact an act entitled an act to amend section 10, chapter 17, Code of 1873, in relation to the suspension and removal of certain officers, in force February 23, 1884.

The motion entered by Mr. WADDILL to reconsider the vote by which No. 427. Senate bill entitled an act to give the city of Richmond control of the Broad-street road from the corporation line to its intersection with the boulevard leading to the new reservoir, was passed, was rejected.

No. 471. Senate bill entitled an act to provide for replacing buildings and making improvements at the Eastern lunatic asylum, was read a third time.

The question being on the passage of the bill, was put—yeas 35; nays 1—no quorum voting.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Brown, Buchanan, Cardwell, Carter, Chalmers, Crismond, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, Hay, Hoge, Holladay, C. F. Jordan, Wm. I. Jordan, Leftwitch, Lightner, Loving, Mayo, Munford, O'Bannon, Oglesby, Payne, Pollard, Porter, Powell, Reid, Ryan, Saunders, Starke, Taliaferro, and Van Doran—35.

NAYS—Mr. Southworth—1.

Mr. HAY moved a call of the House, which was agreed to.

The roll was called and the following members answered to their names:

Messrs. Speaker, Bohannon, Bolling, Borum, Brown, Buchanan, Cardwell, Carter, Chalmers, Crismond, Dabney, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, Gills, Harris, Hay, Hoge, Holladay, Johnson, C. F. Jordan, W. H. Jordan, Wm. I. Jordan, Leftwitch, Lightner, Lockett, Loving, Martin, Mathews, Mayo, Miller, Munford, O'Bannon, Oglesby, Payne, Pollard, Porter, Powell, Reid, Ryan, Saunders, Shields, Smith, Southworth, Starke, Taliaferro, Terry, Thorne, Van Doran, Waddill, Wescott, Wilkins, and Wise.

The absentees were noted as follows:

Messrs. Acker, Addington, Arnold, Bandy, Black, Bolen, Burks, Childress, Cornett, Curlett, Darst, Dickenson, Downing, Faulcon, Franklin, L. D. Fulkerson, Goad, Grimsley, Huffman, Hurt, Hylton, Jones, Lawson, Mallory, McCandlish, McClintic, Mauck, Moss, Nance, Noblin, Patton, Peters, Rice, Roberts, Row, Rugles, Schoolfield, Sebrell, Stribling, Tavenner, Tiller, Turner, and Webb.

The sergeant-at-arms was instructed to bring in the absentees.

He appeared with Messrs. McCANDLISH, FRANKLIN, and DOWNING, who were excused—a quorum being present.

On motion of Mr. STUART, all further proceedings under the call were dispensed with.

The question recurring on the passage of bill, was put—yeas 39; nays 1—no quorum voting.

The vote required by the constitution was recorded as follows:

YEAS—Messrs. Speaker, Bohannon, Brown, Buchanan, Cardwell, Carter, Chalmers, Dabney, Darst, Downing, Dunlop, Dupuy, Eastwood, Echols, Fentress, Figgat, Abram Fulkerson, Hay, Holladay, Johnson, C. F. Jordan, Wm. I. Jordan, Leftwitch, Lightner, Loving, Munford, O'Bannon, Oglesby, Payne, Pollard, Porter, Powell, Ryan, Saunders, Shields, Smith, Starke, Taliaferro, and Wescott—39.

NAYS—Mr. Lockett—1.

Messrs. WADDILL, WISE, MARTIN, MAYO, JORDAN of *Petersburg*, TERRY, PETERS, BOLEN, BORUM, BOLLING, SOUTHWORTH, FRANKLIN, and GILLS being designated as present, were counted on the negative of the question, and in addition thereto, were entered on the Journal as present and not voting.

The bill was rejected.

No. 231. House bill entitled an act to amend section 2, chapter 171, Code of 1873, and the acts amendatory thereof in regard to commissioners of courts.

The amendment of the Senate was agreed to.

No. 326. House bill entitled an act to authorize the counties of Washington and Russell to take stock in the Washington and Russell turnpike company, to contract for convict labor to macadamize the road and to erect telephone lines in said counties.

The amendments of the Senate were agreed to.

No. 447. House engrossed bill to incorporate the Erin hunting

club of Henrico and Hanover counties, was, on motion of Mr. CARDWELL, taken up out of its order on the calendar.

The bill was read a third time and passed.

Mr. SHIELDS offered the following:

Resolved (by the House of Delegates the Senate concurring), That a special joint committee consisting of five on the part of the House and three on the part of the Senate, to sit during the recess of the General Assembly, to investigate the questions relating to the oyster industry of this State and the laws regulating the same, and that they report to the next session of their respective houses, and for the purpose of carrying out the object of this resolution, the commander of the oyster police steamer Chesapeake, is directed to transport the committee from place to place, as far as practicable, in order for them to inspect the oyster grounds; which was agreed to.

On motion of Mr. MUMFORD, the House adjourned until to-morrow at 11 o'clock, A. M.

SATURDAY, MARCH 6, 1886.

On motion of Mr. HAY, the reading of the Journal was dispensed with.

Mr. ECHOLS offered the following concurrent resolution:

Resolved by the House of Delegates (the Senate concurring), That a committee of five on the part of the House, and three on the part of the Senate, be appointed to wait on the governor and inform him that the General Assembly is now ready to adjourn.

The resolution was agreed to.

Ordered, That Mr. ECHOLS carry the resolution to the Senate and request their concurrence.

A message was received from the Senate by Mr. DIGGS, who informed the House that the Senate had agreed to the concurrent resolution.

The SPEAKER appointed Messrs. ECHOLS, CARDWELL, CARTER, BORUM and McCANDLISH, the committee on the part of the House.

The committee subsequently by their chairman, reported that the governor had no communication to make to the General Assembly.

A message was received from the Senate by Mr. BLACKSTONE, who informed the House that the Senate had agreed to a joint resolution appointing a joint committee to investigate the oyster industry of the State.

The SPEAKER appointed Messrs. SHIELDS, BOHANNON, LOVING, WISE, and MAYO, the committee on the part of the House.

On motion of Mr. HAY,

Resolved, That the thanks of this House be and they are hereby tendered the Hon. CHARLES E. STUART for the faithful, efficient, and

impartial manner in which he has discharged the duties of the Speaker of the House of Delegates.

The SPEAKER responded in an appropriate manner.

On motion of Mr. HAY,

Resolved, That the thanks of this House are hereby tendered to the clerk and his efficient assistants, the sergeant-at-arms, door-keeper and pages, for the satisfactory manner in which they have discharged their respective duties during the session of this General Assembly.

On motion of Mr. HAY,

Resolved, That the thanks of this House be tendered to the Hon. D. W. BOLEN, chairman of the committee on enrolled bills, for the promptness and politeness with which he has discharged the arduous and important duties of the position.

A message was received from the Senate by Mr. ELLYSON, who informed the House that the Senate had passed No. 447. House bill entitled an act to incorporate the Erin hunting club of Hanover and Henrico counties.

The SPEAKER appointed Mr. RYAN on the committee on House expenses in place of Mr. FEGGAT, chairman, who is absent.

No. 444. House engrossed bill to amend and re-enact section 1 of an act entitled an act to tax railroads in certain cases for county and school purposes, was, on motion of Mr. MARTIN, taken up out of its order on the calendar.

The bill was read a third time and passed.

Ordered, That Mr. MARTIN carry the bill to the Senate and request their concurrence.

A message was received from the Senate by Mr. HEATON, who informed the House that the Senate had agreed to a concurrent resolution as follows:

Resolved (the House of Delegates concurring), That the hour fixed for adjournment *sine die* be extended for a half hour.

The SPEAKER laid the resolution before the House.

The resolution was rejected.

The committee on enrolled bills report that the governor has approved the following acts:

An act to amend and re-enact section 60, Special Session Acts of 1879, approved April 1, 1879, prescribing the duties, powers, liabilities, and compensation of certain county officers.

An act to regulate the appointment of boards of directors of the lunatic asylums and care of the insane, and the repeal of chapters 117 and 118 of Acts of Assembly of 1883-4, respecting the appointment of the boards of said asylums.

An act to allow Wm. H. Ash to establish a ferry from Gloucester Point or Yorktown, and from Yorktown to Gloucester Point across York river.

An act to amend and re-enact an act in force February 21, 1882,

entitled an act to incorporate the Virginia and Carolina railroad company.

An act to incorporate the Erin hunting club of Henrico and Hanover counties.

An act to authorize lodge No. 20, Independent Order of Odd Fellows in the town of Smithfield, to borrow money to pay for repairs of their building.

An act to incorporate the Young Men's christian association of Fincastle.

An act to incorporate the Virginia railroad and transportation company.

An act to authorize the district and county school boards of Bedford and Lunenburg counties to organize graded or intermediate schools.

An act to amend and re-enact section 3 of an act to charter the Stock Creek coal and iron company, approved March 9, 1884.

An act to vest the State's interest in Vick's church in Southampton county, in trustees for the use and benefit of the Methodist Episcopal church, south.

An act to amend and re-enact section 2 of chapter 193 of the Code of 1873, in relation to the adulteration of food or drinks.

An act to repeal section 19 of chapter 60, Acts of 1878, in relation to fines.

An act relating to licensed warehousemen and others in this State, the storage of property therewith, and making certain warehousemen and other receipts negotiable.

An act to amend and re-enact section 15 of chapter 16 of Acts of 1877-8, in relation to trials before justices.

An act to ascertain the amount of fines and costs collected by certain county officials, and which may not have been accounted for.

An act to charter the Clinch river railroad company.

An act to give the consent of this State to the purchase by the government of the United States of land in Alexandria county, for the abutment of, and the necessary approaches to the bridge proposed to be constructed across the Potomac river.

An act to amend and re-enact section 3 of chapter 120, Code of 1873, in regard to partition and the recordation of decrees of allotment.

An act for the relief of the sureties of L. L. Deakins, late treasurer of Greensville county.

An act to authorize the board of supervisors of Frederick county to order a special election upon the question of building a house in Opequon magisterial district for the purpose of holding magisterial courts.

An act to authorize the school trustees of Newburn district, Pulaski county, to sell and convey certain property.

An act to amend and re-enact sections 18, 20, 21, and 22 of the Code of 1873, in relation to the recovery of fines.

Joint resolution appropriating money to purchase flags for the
itol.

an act to allow R. R. Thorne, treasurer of Hanover county,
her time to levy and collect certain tax receipts, license, and
es.

an act to provide for the payment of a judgment recovered
inst the board of directors of the Central lunatic asylum of Vir-
a.

an act to amend and re-enact sections 13 and 17, and repeal sec-
39 and 40 of an act for the preservation of oysters, and to
in revenue for the privilege of taking them within the waters
he commonwealth, approved March 4, 1884, as amended by the
approved August 27, 1884, as amended by the acts approved
ember 26, 1884, and November 29, 1884.

an act to amend section 2, chapter 171, Code of 1873, and the
amendatory thereof in regard to commissioners of the revenue.

an act to authorize the counties of Washington and Russell to
stock in the Washington and Russell turnpike company, and
rect telephone lines in said counties.

an act to require assignees and trustees to give bonds in certain
s.

an act regulating ferries with relation to the town of Mercer
ry, near Fredericksburg.

an act to authorize G. W. Koontz, treasurer of Shenandoah
ity, to collect certain tax tickets by levy.

Joint resolution paying George H. Bagwell for services in
blishing the boundary line between Maryland and Virginia.

an act to allow Wat. T. Seawell, of the county of Gloucester, to
t a pier or wharf in said county for the purpose of shipping
ers.

an act to employ convict labor on county roads and other works
nternal improvement.

an act to amend and re-enact sections 1, 2 and 3, chapter 65 of
s of Assembly, 1883-4, entitled an act to regulate the practice
medicine and surgery, approved January 31, 1884.

an act to amend and re-enact section 13, chapter 158 of Acts of
mbly, 1883-4, in relation to choosing registrars and judges of
ion, &c.

an act to provide for the working and keeping in repair public
s and bridges in Amherst county.

an act to prescribe the times for holding the terms of the Ninth
ial circuit.

an act to give the city of Richmond control of the Broad street
from the corporation line to its intersection with the boulevard
e new reservoir.

an act to authorize the judge of the county court of Warwick
opoint a quarantine officer at Newport News.

an act to authorize the treasurer of Rockingham county to col-

lect certain taxes and levies accounted for by the late treasurer of said county, and remaining uncollected.

An act to amend and re-enact an act entitled an act to amend section 10, chapter 17, Code of 1873, in relation to the suspension and removal of certain officers, in force February 23, 1884.

An act to amend and re-enact section 7 of an act approved March 29, 1873, entitled an act to incorporate the Danville and New river narrow-gauge railroad, and to add sections 8 and 9 thereto.

An act providing for the erection of an elevator and committee rooms in the capitol and appropriating money therefor.

An act to allow the treasurer of Alleghany county to file an amended list of delinquent land and property taxes for the years 1881 and 1882.

An act to authorize the Lynchburg and Salem turnpike company to transfer to the city of Lynchburg the portion of said turnpike road lying in the city of Lynchburg.

An act to incorporate the Patrick Henry telephone company.

An act to authorize the council of the city of Richmond to establish and maintain a house of reform.

An act appropriating public revenues for the fiscal years 1886 and 1887.

An act to amend sections 18, 24, 31, 32, 33, 39, 48, 54, 69, 81, and 87 of an act to provide for the assessment of taxes on persons, property and incomes, and imposing taxes thereon for the support of the government and public free schools, and to pay the interest on the public debt, and to provide for the mode of applying for licenses to transact any business in this State, &c.

An act to incorporate the Rappahaunock valley agricultural and mechanical society of Fredericksburg.

An act to allow James A. Tilman, treasurer of Powhatan county, further time to levy and collect certain tickets, licenses and levies.

An act to provide the manner in which the common council of the city of Petersburg may purchase the Virginia and Carolina railroad company to the extent of the claim of said city against said road, or sell or dispose of the claim of said city against said road.

An act to provide for the appointment of commission to locate and establish the dividing line between this State and the State of North Carolina.

An act to amend and re-enact section 29 of the charter of the town of Culpeper.

An act to incorporate the Surry and Smithfield railroad company.

An act to incorporate the Southern nurseries company.

An act to amend and re-enact sections 7 and 8 of chapter 120 of Code of 1873, in relation to working and surveying mines.

An act to amend the act approved March 18, 1884, respecting wild game, so far as the same relates to the county of Pittsylvania.

An act to authorize the board of supervisors of Caroline county to increase the salary of said county judge.

An act to make it lawful for the board of supervisors of New

it and Charles City counties to levy for additional compensation the county judge, &c.

An act to amend and re-enact section 1 of chapter 514, of Acts Assembly, 1883-84, respecting wild game.

An act to authorize the trustees of Holcombe hall association to borrow money and to enable them to provide for the repayment of the same.

An act to amend and re-enact sections 3 and 4 of chapter 141 of the Code, in relation to the acceptance and payment of bills of exchange.

Ordered, That Mr. WADDILL inform the Senate that the House is now ready on its part to adjourn *sine die*.

A message was received from the Senate by Mr. PETTIT, who informed the House that the Senate is ready on its part to adjourn.

The SPEAKER declared the House adjourned *sine die*.

12

MEMBERS OF THE HOUSE OF DELEGATES

WHO SERVED DURING THE

Session Commencing December 2, 1885, and terminating on the 6th day of March, 1886.

CHARLES E. STUART, SPEAKER, Alexandria City.

MEMBERS.	COUNTIES.	MEMBERS.	COUNTIES.
Adams, John.....	Rockingham.	Lawson, J. M.....	Campbell.
Albright, J. J.....	Scott.	Leftwich, J. B.....	Campbell.
Allen, J. W.....	Rockbridge.	Lightner, A. B.....	Augusta.
Anderson, James.....	Tazewell.	Lockett, E. F.....	Chesterfield.
Armstrong, Harvey.....	Montgomery.	Loving, W. G.....	Amherst.
Ashton, J. G.....	Mathews.	Mallory, R. M.....	Brunswick.
Austin, D. W.....	Carroll.	McCandlish, Jr., Rob't.	Petersburg city.
Baker, Samuel P.....	Prince Edward.	McClintic, A. M.....	Bath.
Baldwin, George L.....	Nansemond.	Martin, George A.....	Norfolk.
Barnes, J. Thompson.....	Nelson.	Mathews, T. C.....	Lunenburg.
Barnes, John A.....	Washington.	Mauck, R. G.....	Page.
Bass, W. P.....	Bedford.	Mayo, R. M.....	Westmoreland.
Bell, R. H.....	Hanover.	Moss, J. R.....	Buckingham.
Bennett, Henry L.....	Richmond city.	Miller, Thomas M.....	Chesterfield.
Bennett, J. F.....	Isle of Wight.	Munford, B. B.....	Pittsylvania.
Bess, J. J.....	Buchanan.	Nance, L. M.....	Charles City.
Bester, D. M.....	Fairfax.	Noblin, R. R.....	Halifax.
Bett, F. R.....	Grayson.	O'Bannon, P. H.....	Rappahannock.
Bond, Horace F.....	Spotsylvania.	Oglesby, N. P.....	Wythe.
Bott, T. S.....	Lancaster.	Patton, James D.....	Richmond city.
Boy, W. D.....	Albemarle.	Payne, A. D.....	Fauquier.
Brace, J. H.....	Pulaski.	Peters, Herbert G.....	Henry.
Brown, C.....	Pittsylvania.	Pollard, H. R.....	King & Queen.
Brown, H. H.....	Warren.	Porter, John W. H.....	Norfolk.
Brown, James N.....	Richmond city.	Powell, J. J. A.....	Fluvanna.
Brown, W. P.....	Prince Edward.	Reid, Jos. B.....	Prince William.
Brown, A. W.....	King William.	Rice, F. E.....	Shenandoah.
Brown, Edward.....	Augusta.	Roberts, E. L.....	Smythe.
Brown, William.....	Surry.	Row, E. W.....	Orange.
Brown, T. J.....	Princess Anne.	Ruggles, E. S.....	King George.
Brown, J. H. H.....	Botetourt.	Ryan, J. F.....	Loudoun.
Brown, W. C.....	Appomattox.	Saunders, Peter.....	Franklin.
Brown, Abram.....	Washington.	Seabrell, W. J.....	Southampton.
Brown, L. D.....	Lee.	Shields, Leroy H.....	Norfolk city.
Brown, J. M.....	Amelia.	Smith, C. T.....	Caroline.
Brown, W. A.....	Bedford.	Southworth, Harrison.	Essex.
Brown, D. A.....	Culpeper.	Starke, Ashton.....	Richmond city.
Brown, A. W.....	Dinwiddie.	Stribling, R. M.....	Fauquier.
Brown, James.....	Madison.	Stuart, Charles E.....	Alexandria city.
Brown, Samuel H.....	Patrick.	Taliaferro, Thomas S.....	Gloucester.
Brown, F. H.....	Louisa.	Tavener, John V.....	Frederick.
Brown, Giles C.....	Craig.	Terry, Andrew J.....	Charlotte.
Brown, S. B.....	Russell.	Tillar, B. D.....	Greensville.
Brown, Austin.....	Floyd.	Turner, R. N.....	Goochland.
Brown, W. Y.....	Norfolk city.	Van Doran, M. L.....	Albemarle.
Brown, J. R.....	Mecklenburg.	Waddill, Jr., Edmund.	Henrico.
Brown, C. F.....	Rockbridge.	Webb, J. B.....	Rockingham.
Brown, W. H.....	Petersburg city.	Wescott, T. T.....	Accomac.
Brown, Wm. L.....	Halifax.	Wilkins, S. S.....	Northampton.
Brown, T. W.....	Pittsylvania.	Wise, R. A.....	James City.

assigned, and was succeeded by Jacob M. Thorne.

led during the Session of the House at his desk, and was succeeded by J. E. Schoolfield.

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Passed; title amended; Senate agree to amendments,	580-1
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Commissioners of Revenue.	
Corporations.	
County Officers.	
Coupons.	
Delinquent Lands.	
Mathews.	
Norfolk County.	
Railroads.	
Real Estate.	
TAYLOR, WILLIAM.	
S. B. 298. To pay, certain amounts advanced by him in coupon suits, communicated and referred,	448
Reported,	473
Passed,	498
TAZEWELL.	
Bill to render valid action of supervisors of, in certain conveyance, referred,	164
H. B. 147. Therefor, reported,	249
Engrossed,	147
Passed,	342
Passed Senate,	389
TEACHERS.	
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TEEL, S. M.	
H. B. 373. To refund to, sheriff of	

Albemarle, a certain sum, reported,	434
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Passed,	182
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S. B. 120. For relief of, and others of Mathews, communicated and referred,	369
Reported,	419
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THOMAS, O. B.

Bill extending, time for collection of certain taxes and levies, referred,	144
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Passed,	576
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		Passed,	467
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TREASURER'S ACCOUNTS.		TREASURER OF PRINCE WILLIAM.	
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		Amendment rejected; bill passed,	314
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TREASURER OF ALLEGHANY.		S. B. 421. To authorize, to collect certain taxes, &c., communicated and referred,	494
S. B. 237. To allow, to file amended list of delinquent taxes, communicated and placed on calendar,	448	Reported,	561
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Passed,	551	Passed,	576
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Engrossed,	443	S. B. 272. To allow, to collect certain tax-bills, &c., communicated and referred,	369
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		TRICE, R. A.	
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TON.

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Engrossed,	491
Passed,	506-7
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H. B. 343. To establish an agricul- tural experimental station at, placed on calendar,	397
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PANY.

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H. B. 382. Therefor, reported,	449
Engrossed,	482
Passed,	505
Passed Senate,	537

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PANY.

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Reported,	458
Passed,	467

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- VIRGINIA PHARMACEUTICAL ASSOCIATION.**
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 Passed, 505
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- VIRGINIA REPORTS.**
 S. B. 342. To amend act to dispose of, placed on calendar, 508
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- VIRGINIA SAFE VAULT TRUST COMPANY OF RICHMOND.**
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- VIRGINIA STATE AGRICULTURAL SOCIETY.**
 Bill to extend aid to, referred, 191
- VIRGINIA SUPREME COURT REPORTS.**
 S. B. 439. To regulate printing and binding of, and to amend act, &c., referred, 494

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on calendar, 512
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buying and selling, referred, 213
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WALKER, CHARLES W.
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Amended and ordered to third read-
ing, 500-1
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ROAD COMPANY.

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cated and referred, 216
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men in Norfolk and Portsmouth,
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ferred, 372
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agreed to; amended and en-
grossed, 480
Passed; title amended, 491
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tion to, for small claims, reported, 266
Amended and engrossed, 377
Passed, 437-8
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placed on calendar, 484-5
Amendment of Senate agreed to, 487

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H. B. 299. To authorize supervisors

of, to borrow money to pay off
certain bonds, placed on calendar, 358
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Reported, 270
Passed, 331

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Washington, Russell, and Wise to
subscribe to, referred, 309
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Passed Senate with amendments; referred,	389-90	H. B. 238. Therefor, reported,	316
Reported,	400	Engrossed,	352
Amendments of Senate agreed to by House,	407	Passed,	437
		Passed Senate,	471
WESTMORELAND.		Bill to allow Geo. W. Bishop and J. W. Smith to erect wharf at Franklin city, referred,	360
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WEST POINT.		Engrossed,	481
Bill to empower mayor and council of, to borrow money and issue bonds therefor, referred,	335	Passed,	505
H. B. 266. Therefor, reported,	339	Passed Senate,	537
Engrossed,	406	Bill to allow John W. Sturgis to erect wharf on Accohannock creek in Accomac, referred,	451
Passed,	439	H. B. 396. Therefor, reported,	458
Passed Senate,	471	Engrossed,	481
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Reported,	359	H. B. 419. Therefor, reported,	486
Passed,	478	Engrossed,	555
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Bill to allow Wm. H. Ellis to erect wharf at Franklin city, referred,	35	WIDOWS OF SOLDIERS.	
H. B. 14. Therefor, reported,	84	Bill to give aid to, who lost husbands during the late war, referred,	151
Engrossed,	143		
Passed,	146	WILD FOWL.	
Passed Senate,	172	Resolution instructing committee to report bill to prevent the catching of, in nets and traps, &c., agreed to,	159
Bill to allow Ezra K. Young and others to erect wharf in Accomac, referred,	39	Bill to protect, on waters of King George and Stafford, referred,	327
H. B. 13. Therefor, reported,	84		
Engrossed,	143	WILD GAME.	
Passed,	146	Bill to amend act respecting, referred,	39, 68
Passed Senate,	165	Bill to amend section 3 of act respecting, referred,	68
S. B. 76. To authorize Geo. N. Parker to erect wharf on Chuckatuck creek, communicated and referred,	172-3	H. B. 33. To amend act respecting, reported,	144
Reported,	270	Engrossed,	161
Passed,	331	Passed,	165
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Passed,	324	Passed,	165
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H. B. 234. Therefor, reported,	305-6	Substitute of Senate agreed to,	553
Engrossed,	313	H. B. 39. To amend act, reported,	150
Passed,	324	Dismissed,	161
Passed Senate,	396		

Bill to amend act respecting, referred,	151, 164
Bill to repeal act respecting, so far as it applies to Henry, referred,	174
Bill to amend section 10 of chapter 90 of Code in relation to, referred,	213
H. B. 304. Therefor, reported,	370
Engrossed,	481
Passed,	491
Passed Senate,	557
H. B. 139. To amend section 1 of act respecting, reported,	229
Amended and engrossed,	313
Passed,	324
Passed Senate with amendment; placed on calendar,	526-7
Amendment of Senate agreed to,	554
Bill to amend section 1 of act respecting, referred,	251
H. B. 393. Therefor, reported,	450
Bill to repeal law respecting, so far as it applies to Cumberland and Nottoway, referred,	276
Bill to amend act respecting, so far as relates to Pittsylvania, referred,	328
H. B. 389. Therefor, reported,	449
Amended and engrossed,	555
Passed,	568
Passed Senate,	585
Bill for protection of, in Frederick, referred,	383
H. B. 391. Therefor, reported,	450
Amended and engrossed,	482
H. B. 338. To amend section 3 of act in relation to, placed on calendar,	392
Amended and engrossed,	447
Passed,	507
Passed Senate,	537
H. B. 390. To amend section 1 respecting, reported,	449
Engrossed,	481
Passed,	554
Passed Senate,	585
H. B. 438. To protect, in waters of Back bay, Princess Anne, placed on calendar,	539

WILKINSON, WILLIAM S.

Bill for relief of, referred,	230
H. B. 192. Therefor, reported,	271
Engrossed,	341
Passed,	437
Passed Senate,	484

WILLIAM AND MARY COLLEGE.

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WINCHESTER.

Bill to authorize authorities of, to establish water-works, &c., referred,	262
H. B. 182. Therefor, reported,	266
Engrossed,	341

Passed,	405
Passed Senate,	447-8
S. B. 377. To authorize authorities of, to establish water-works, and to incur debt for that purpose, communicated and placed on calendar,	380
Passed,	488

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WITNESSES.

Bill to make persons charged with crime, witnesses in their own behalf, referred,	92
S. B. 78. To provide compensation for, regularly summoned before grand juries, communicated and referred,	195
Reported,	448
Rejected,	502
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Resolution inquiring of auditor amount of claims on file for, agreed to,	37
Communication from auditor in relation to, referred,	40-1
Bill to provide artificial limbs for, referred,	40
Bill appropriating \$60,000 to pay claims of, referred,	42
H. B. 11. Appropriating \$70,000 to pay claims of, reported,	80
Amended and engrossed,	129
Passed by; motion to reconsider engrossment,	131
Motion to reconsider rejected; bill passed,	141-2
Passed Senate with amendment; placed on calendar; taken up and amendment of Senate agreed to,	293
Bill to provide commutation to, referred,	130
Resolution requiring auditor to furnish statement showing number of disabled soldiers who have received partial commutation, &c., agreed to,	179
H. B. 221. For relief of maimed confederate soldiers, reported,	298
Preamble and resolution relating to pensions or annual allowances to, referred,	434-5
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WRAY, F. P.

H. B. 432. For relief of, from fines and costs, &c., placed on calendar,	512
S. B. 469. For relief of, fines imposed by county court of Bruns-	

wick, communicated and placed on calendar,	585	ganization, &c., of, placed on calendar,	250
Passed,	590		
WRAY, JAMES.			
Bill for relief of, referred,	327	WYTHE AND SPEEDWELL MINING AND MANUFACTURING COMPANY.	
H. B. 258. Therefor, reported,	334	Bill to incorporate, referred,	68
Engrossed,	350	H. B. 10. Therefor, reported,	78
Passed,	376	Committed,	82
Passed Senate,	484	Reported with amendment,	83-4
		Engrossed,	161
		Passed,	165
		Passed Senate with amendments, placed on calendar,	228
WREN, JOHN.		Amendments of Senate agreed to,	283
H. B. 105. To pay, for services in Cluverius case, reported,	202		
Dismissed,	221	WYTHEVILLE.	
See Alexander, H. H., &c.		S. B. 395. To provide a new charter for town of, communicated and placed on calendar,	418-9
		Passed,	478
		See Agricultural Exhibit in London.	
WRITS OF FIERI FACIAS AND CAPIAS PRO FINE.			
S. B. 103. To amend act in relation to, on judgments in favor of the State, communicated and referred,	274	WYTHEVILLE ACADEMY.	
Reported,	289	Resolution as to expediency of loaning arms to, referred,	25
Passed,	361	Bill to authorize loan of muskets to, referred,	39
		H. B. 6. Therefor, reported,	55
WYNNE, EDWIN A.		Engrossed,	143
Bill to refund to, executor, amount of probate tax in error, referred,	272	Passed,	146
		Passed Senate,	166
WYTHE.			
Petition from tax-payers for reassessment of lands in, referred,	463	WYTHEVILLE AND IRON MOUNTAIN RAILROAD COMPANY.	
H. B. 365. To provide for reassessment of lands and lots in, placed on calendar,	419	H. B. 235. To incorporate, reported,	315
Engrossment rejected, motion to reconsider,	492-3	Engrossed,	328
Motion to reconsider withdrawn,	517	Passed,	342
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S. B. 255. To incorporate, communicated and placed on calendar,	380	YOUNG MEN'S CHRISTIAN ASSOCIATION OF FINCASTLE.	
Passed,	488	Bill to incorporate, referred,	251
		H. B. 171. Therefor, reported,	260
		Engrossed,	525
		Passed,	554
		Passed Senate,	570
WYTHE COUNTY IRON COMPANY.			
H. B. 151. Extending time for or-		YOUTHFUL CRIMINALS.	
		See Reformatory.	

HOUSE DOCUMENTS.

HOUSE DOC. No. I.

ABSTRACT
OF THE
RETURNS OF CLERKS OF COURTS
TO THE
CLERK OF THE HOUSE OF DELEGATES.

OFFICE OF CLERK OF HOUSE OF DELEGATES,

RICHMOND, *December 2, 1885.*

To the General Assembly:

In accordance with a requirement of section 13, chapter 14, Code of 1873, I herewith submit a condensed abstract from the reports made to me by the clerks of courts for the years ending August 31, 1884, and August 31, 1885.

Very respectfully, &c.,

J. BELL BIGGER,
Clerk of House of Delegates.

ABSTRACT

From the Reports of Clerks of the Supreme Courts of Appeals and Circuit Courts, for the year ending 31st August, 1884, exhibiting the state of Suits in their respective Courts.

SUPREME COURT OF APPEALS.

JUDGES.	CLERKS.	LOCATION OF COURTS.	APPEALS, WAITS OF ERROR AND SUPERREDEALS.						NOTES.
			No. commenced.	No. pending.	No. interlocutory decrees and orders.	No. final decrees and judgments.	No. removed from other courts.	No. removed to other courts.	Days of session.
L. L. Lewis	Geo. K. Taylor	Richmond	93	166	.....	166	4	.....	163
B. W. Lacy	J. B. Dorman	Staunton	38	96	.....	44	4	3	29
D. A. Hinton	W. C. Pendleton	Wytheville.							
T. T. Fauntleroy.									
B. A. Richardson.									

Note No. 1.—The number of causes pending includes only those on the court docket.

CIRCUIT COURTS.

CIRCUITS.	JUDGES.	CLERKS.	COUNTIES AND CITIES.	ACTIONS AT LAW.				SUITS IN EQUITY.				PROSECUTIONS.						DAYS OF SESSION.				NOTES.	
				No. commenced.	No. pending.	No. decided.	No. removed from other courts.	No. removed to other courts.	No. commenced.	No. pending.	No. decided.	No. nolle prosequi.	Changes of venue from the court.	Changes of venue to the court.	Fall term.	Spring term.	Intermediate or special terms.	Total.					
1	George Blow, Jr.	Jno. J. Woodhouse. Wm. N. Portlock....	Princess Anne..... Norfolk County..... Nansemond. Southampton. Jale of Wight. City of Norfolk. City of Portsmouth..	12 69	12 31	13 76	2 ..	8 24	88 127	38 63	16 31	16 4	1 ..	1	2 11	2 12	..	4 23	
		C. T. Phillips	Total in circuit...	2	13	13	..	..	7	3	1	7	7	..	..	..	..	3	6	..	9	
2	S. S. Weldsger	J. H. Doble..... E. L. Turner..... E. E. Turnbull..... Chas. Comer.....	Sussex..... Greensville..... Brunswick..... Prince George..... Dinwiddle. Nottoway. Chesterfield. City of Petersburg...	12 57 29	5 9 14	10 42 28	2 ..	2 ..	11 27	100 139 236	82 129 78	24 16 15	1	2 4 3	2 5 8	2 ..	4 9 6 4	Note No. 2
		Jno. C. Armistead...	Total in circuit...	15	7	12	..	..	2	47	7	2	2	..	..	..	..	..	8	10	13	

[illegible]

CIRCUIT COURTS—CONTINUED.

CIRCUITS.	JUDGES.	CLERKS.	COUNTIES AND CITIES.	ACTIONS AT LAW.			SUITS IN EQUITY.			PROSECUTIONS.					DAYS OF SESSION.				NOTES.
				No. commenced.	No. pending.	No. decided.	No. removed from other courts.	No. commenced.	No. pending.	No. interlocutory decrees.	No. final decrees.	No. removed from other courts.	No. commenced.	No. pending.	No. decided.	No. nolle prosequa.	Changes of venue from the court.	Changes of venue to the court.	
9	James M. Jeffries	P. T. Woodward.....	Mathews.....	6	8	7	...	15	101	64	16	...	...	...	...	...	...	...	Total.
			Middlesex.....				...												Intermediate or special terms.
			Total in circuit ...																Spring term.
			Lancaster.....	23	9	17	...	10	183	47	9	...	...	...	...	...	...	...	Fall term.
			Northumberland																
			Gloucester.....																
			King William.....	25	24	31	...	12	165	65	27	...	1	...	...	...	...	...
			Essex.....	13	4	17	...	13	77	33	17	...	...	...	...	...	...	...
			King and Queen.....																
			Total in circuit ...																6 Note No. 4.
10	William S. Barton ...	J. Warren Hunt..... J. P. H. Clarendon....	Westmoreland.....	11	11	12	...	7	149	31	16	...	...	...	...	...	...	...
			Spotsylvania.....	11	16	6	1	12	45	17	3	17	20	4	12	8	...	...
			Caroline.....														...	...
			Hanover.....	67	60	51	...	38	288	151	29	...	...	...	...	...	...	...
			C. A. Tackett.....	1	3	1	...	9	23	4	4	...	...	...	...	...	...	...
			Stafford.....	8	7	...	...	9	76	21	6	...	...	...	...	...	...	...
			King George.....	13	6	14	...	4	113	29	6	...	...	...	...	...	...	...
			Richmond.....	34	25	25	1	32	469	194	15	...	...	...	...	...	...	...
			Louise.....														...	...
			Total in circuit ...																

11	James Keith.....	W. E. Garrett..... Jno. R. Turner.....	Loudoun..... Fauquier..... Fairfax..... Prince William..... Rappahannock..... Alexandria County..... City of Alexandria...	107 71	60 68	132 66	65 38	230 989	106 312	1 4	3 4	8 4	12 12	11 11	10 16	38 39	
	Jno. S. Beach.....		Total in circuit ...	22	37	29	4	55	40	4	1	—	7	2	4	13	
12	Robert H. Turner...	Joseph A. Nulton... Jno. M. Gibson..... A. Broadus	Shenandoah..... Frederick..... Warke..... Warren..... Page.....	84 109 84	56 63	56 94	35 45	339 289	250 143	50 40	2 3	—	16 9	23 12	39 21	39 21	
			Total in circuit ...	172	118	134	5	157	855	540	139	—	20	22	8	45	
13	Wm. McLaughlin...	A. N. Black..... J. N. Ryan..... Jno. C. Rourke..... A. G. Clerk..... J. G. Matheny..... J. J. Hobbs.....	Rockingham..... Augusta..... Rapid Bridge..... Bath..... Highland..... Alleghany.....	276 148 26 13 23	70 160 4 16 30	827 107 56 1 2	6 38 976 6 11	883 184 110 70 48	540 87 39 14 13	139 87 2 3 13	—	2 2 2 2 2	31 17	30 10	47 7	68 7	
			Total in circuit ...	658	385	624	65	7	311	2229	1361	290	2	77	81	20	178
14	Henry E. Blair.....	Jas. McDowell.....	Botetourt..... Roanoke..... Montgomery..... Floyd..... Giles..... Craig.....	134 41 11	98 13 23	117 25 19	— — —	67 46	310 115	140 127	29 67	— 1 1	— 3 —	8 4	— 4	— 8	14 —
			Total in circuit ...	24	26	—	15	28	80	80	46	1	—	5	5	10	—
15	John H. Fulton.....	W. H. Sutherland... F. J. Lundy.....	Carroll..... Grayson..... Wythe..... Pulaski..... Bland..... Tazewell.....	24 24	34 18	— —	— —	82 140	77 31	— —	— —	2	—	5 5	6 11	— —	—
			Total in circuit ...	66	17	8	43	119	77	46	—	—	2	2	6	5	13
16	John A. Kelly	Columbus Phillips... Jno. R. Sexton..... L. T. Cosby.....	Dickenson..... Smyth..... Washington..... Lee..... Scott..... Wise.....	4 97 166	12 101 98	— 89 166	— 1 —	9 63	38 245	— 80	4 79	— —	— —	— 12	— 12	— 8	— 2
			Total in circuit ...	129	36	98	52	—	23	20	8	—	—	5	1	6	—

CIRCUIT COURTS—CONTINUED.

JUDGES.	CLERKS.	COUNTIES AND CITIES.	ACTIONS AT LAW.				SUITS IN EQUITY.				PROSECUTIONS.				DAYS OF SESSION.				NOTES.		
			No. commenced.	No. pending.	No. decided.	No. removed from other courts.	No. commenced.	No. pending.	No. removed to other courts.	No. removed from other courts.	No. commenced.	No. pending.	No. decided.	No. nolle prosequi.	Changes of venue from the court.	Changes of venue to the court.	Fall term.	Spring term.		Intermediate or special terms.	Total.
17 Benjamin T. Gunter.	H. H. Dickenson	Russell	47	27	80	...	68	166	119	71	...	...	...	...	...	...	6	8	6	20	
		Buchanan.																			
		Total in circuit ..																			
		Accomac	47	12	47	...	51	128	120	38	1	5	22	5		32
	Mont. Oldham, Jr.	Northampton.																			
		Total in circuit ..																			

NOTE No. 2.—The criminal case referred to has been on the docket since April, 1871. The case came here under a change of venue from the Circuit court of Brunswick county. The party was charged with murder, and upon being arraigned the plea of insanity was entered and a jury sworn, and in accordance with their verdict he was ordered to be confined in an asylum, from which place he escaped and has never been recaptured.

NOTE No. 3.—In actions at law commenced I have included one *scire facias*.

NOTE No. 4.—*Laws*—In cases decided are included judgments confessed and cases dismissed at rules. *Equity*—Interlocutory decrees include all orders except those dismissing causes from the docket which are under the head of final decrees. In number commenced are included three cases which were dismissed at rules.

COUNTIES AND CITIES

FROM WHICH

NO REPORTS RECEIVED FOR YEAR ENDING AUG. 31, 1884.

First Circuit.—Nansemond, Southampton, Isle of Wight, city of Norfolk, and city of Portsmouth.

Second Circuit.—Dinwiddie, Nottoway, and Chesterfield.

Third Circuit.—Prince Edward.

Fourth Circuit.—Henry and Patrick.

Fifth Circuit.—Bedford, Campbell, Amherst, and Nelson.

Sixth Circuit.—Culpeper, Goochland, and Madison.

Eighth Circuit.—Warwick, James City and city of Williamsburg, New Kent, Charles City, and Mathews.

Ninth Circuit.—Lancaster, Gloucester, and King William.

Tenth Circuit.—Caroline.

Eleventh Circuit.—Fairfax, Prince William, Rappahannock, and Alexandria county.

Twelfth Circuit.—Shenandoah and Warren.

Fourteenth Circuit.—Roanoke, Montgomery, and Giles.

Fifteenth Circuit.—Wythe, Pulaski, and Bland.

Sixteenth Circuit.—Lee, Scott, and Buchanan.

Seventeenth Circuit.—Northampton.

Supreme court of appeals at Wytheville.

J. BELL BIGGER,
Clerk of House of Delegates.

ABSTRACT

From the Reports of Clerks of the Supreme Courts of Appeals and Circuit Courts, for the year ending 31st August, 1885, exhibiting the state of. Suits in their respective Courts.

SUPREME COURT OF APPEALS.

JUDGES.	CLERKS.	LOCATION OF COURTS.	APPEALS, WRITS OF ERROR AND SUPERSEDEAS.						NOTES.
			No. commenced.	No. pending.	No. interlocutory decrees and orders.	No. final decrees and judgments.	No. removed from other courts.	No. removed to other courts.	
L. L. Lewis	Geo. K. Taylor	Richmond.....	139	189	.....	128	9	1	Notes No. 1.
B. W. Lacy	J. B. Dorman	Staunton.....	47	64	.....	34	1	3	28
D. A. Hinton.	W. C. Pendleton.	Wytheville.	29	16	.....	16	1	4	Notes No. 2.
T. T. Fauntleroy.									
B. A. Richardson.									

NOTE No. 1.—The number of causes pending only includes those on the court docket; of the number of causes commenced forty-seven were non-wealth's cases.

NOTE No. 2.—Number cases dismissed, 2. In addition to above, 6 cases heard here were afterwards determined at Staunton, and one case removed there was heard and determined at Staunton, which is one of the four cases mentioned as removed.

CIRCUIT COURTS.

CIRCUITS.	JUDGES.	CLERKS.	COUNTIES AND CITIES.	ACTIONS AT LAW.			SUITS IN EQUITY.			PROSECUTIONS.					DAYS OF SESSION.			NOTES.					
				No. commenced.	No. pending.	No. decided.	No. removed from other courts.	No. removed to other courts.	No. commenced.	No. pending.	No. decided.	No. nolle prosequi.	Changes of venue from the court.	Changes of venue to the court.	Fall term.	Spring term.	Intermediate or special terms.		Total.				
1	George Blow, Jr.....	Jno. J. Woodhouse. Wm. N. Portlock.... Peter B. Prentiss.... J. B. Prince..... N. P. Young..... C. T. Phillips	Princess Anne..... Norfolk County..... Sussex..... Southampton..... Isle of Wight..... City of Norfolk..... City of Portsmouth...	25 50 50 73 113 107 2	14 32 35 35 16 53 16	15 42 46 38 91 106 1	5 1 2 2	10 1 35 33 36 17 ...	98 54 135 33 118 105 7	82 54 124 48 41 43 ...	No. interlocutory decrees.	No. commenced.	No. removed from other courts.	No. commenced.	No. pending.	No. decided.	No. nolle prosequi.	Changes of venue from the court.	Changes of venue to the court.	Fall term.	Spring term.	Intermediate or special terms.	Total.
			Total in circuit...																				
2	S. S. Welger.....	J. H. Doble..... E. L. Turner..... E. R. Turnbull, Jr.. Chas. Comer.....	Sussex..... Princess Anne..... Norfolk..... Prince George..... Dorchester..... Dorchester..... City of Petersburg...	42 89 10 72 9 58	6 39 10 22 1 7	39 65 68 9 46	1 1 ... 8	15 1 28 8 2	104 164 229 42 51	60 124 183 18 11	No. interlocutory decrees.	No. commenced.	No. removed from other courts.	No. commenced.	No. pending.	No. decided.	No. nolle prosequi.	Changes of venue from the court.	Changes of venue to the court.	Fall term.	Spring term.	Intermediate or special terms.	Total.
		Jno. C. Armistead...	Total in circuit...																				

[illegible]

CIRCUIT COURTS—CONTINUED.

JUDGES.	CLERKS.	COUNTIES AND CITIES.	ACTIONS AT LAW.				SUITS IN EQUITY.						PROSECUTIONS.					DAYS OF SESSION.				NOTES.
			No. commenced.	No. pending.	No. decided.	No. removed from other courts.	No. commenced.	No. pending.	No. interlocutory decrees.	No. final decrees.	No. removed from other courts.	No. commenced.	No. pending.	No. decided.	No. nolle prosequis.	Changes of venue from the court.	Changes of venue to the court.	Fall term.	Spring term.	Intermediate or special terms.	Total.	
James M. Jeffries....	P. T. Woodward.....	Mathews. Middlesex.....	8	7	7	...	13	106	70	10	2	2	8	7	Note No. 6.	
		Total in circuit ..																				
	Wm. S. Cralle.....	Lancaster. Northumberland	23	8	25	1	11	178	60	6	...	...	...	...	...	...	3	2	...	5
	O. M. Winston.....	Gloucester. King William.....	26	4	22	...	14	40	30	3	...	...	...	...	...	...	...	4	1	5
	B. T. Taylor	Essex. King and Queen.....	16	5	26	1	20	77	58	23	...	...	...	...	...	...	8	4	9	16
		Total in circuit ..																				
		Westmoreland.....	10	3	17	...	16	168	42	14	...	...	...	...	...	...	2	2	...	4
	J. Warren Hutt.....	Spotsylvania.....	6	14	1	4	22	47	43	4	13	...	...	...	...	...	1	1	...	2
	J. F. H. Crilmond...	Caroline.																				
	William S. Barton...	J. A. Brown.....	Hanover.	51	44	64	...	35	315	152	18	4	8	...		7
C. A. Tackett.....		Stafford.....	6	8	8	...	18	26	...	3	...	...	...	...	...	...	1	1	...	2
Wm. S. Brown.....		King George.....	12	8	14	...	9	70	29	9	...	...	...	...	...	...	2	1	...	3
L. D. Warner.....		Richmond.....	6	8	9	...	3	111	15	4	...	...	...	...	...	...	2	2	...	8
Sam'l H. Parsons.....		Louisa.....	88	38	34	1	28	601	212	19	...	...	...	...	...	...	4	6	...	19
		Total in circuit ...																				
		Westmoreland.....																				

CIRCUITS.

11	James Keith.....	W. E. Garrett..... Jno. R. Turner.....	140 67 138 141 109 103	46 308 200 38 577 227	66 1 1 48 2	1 1 2	1 1 2	9 11 11 12	6 14 14 15	26 27
		Loudoun..... Fairfax..... Prince William..... Rappahannock..... Alexandria County..... City of Alexandria.....	24 47 37 4	10 69 51	4 1 1 4 1 1	1 1 1	1 1 1	6 6 6	8 8	15 15
12	Robert H. Turner....	Jno. S. Beach.....	400 298 240 146 57 116 106 58 110	169 1020 857 46 843 307 37 236 157	55 2 35 2 45 1	1 1 2 2 1 1	1 1 2 2 1 1	11 11 19 12 9 12	21 16 16 11 11 11	48 48 48 48 82 82
		Shenandoah..... Frederick..... Charles..... Warren..... A. Broadbent..... Page.....	114 96 83	61 351 204	58 1	1 1	1 1	5 5	10 10	
13	Wm. McLaughlin....	A. N. Black..... J. N. Ryan..... Jno. C. Bourde..... J. C. Gieck..... J. C. Gieck..... J. J. Hobbs.....	157 104 201 280 68 222 214 102 254 88 5 32 81 4 30 28 22 25	113 687 778 113 103 878 46 412 245 22 109 48 27 68 48 16 125 68	281 3 118 3 10 10 10 10 21 21 21 21	1 1 5 1 1 1 1 1 1 1 1 1	1 1 5 1 1 1 1 1 1 1 1 1	20 16 28 34 16 16 4 3 2 2 4 3	30 9 9 9 9 9 7 7 4 4 7 7	66 66 82 82 40 40 7 7 4 4 7 7
14	Henry E. Blair.....	Jas. McDowell..... Chas. I. Wade..... B. P. Elliott..... Giles..... T. B. McCartney.....	728 305 794 178 98 158 144 44 119 42 15 36 49 13 36	826 2102 1573 46 316 207 68 821 211 57 141 118 15 89 42	485 3 80 1 51 1 25 1 10 1	5 1 1 1 2 2 1 1 1 1	5 1 1 1 2 2 1 1 1 1	74 73 7 10 11 16 4 6 3 4	39 186 17 17 27 27 14 14 7 7	186 186 17 17 27 27 14 14 7 7
15	John H. Fulton.....	W. H. Sutherland..... F. J. Lundy..... Wm. G. Harrison.....	35 26 1 38 34 25 96 25	56 96 66 42 146 70 66 132 77	89 1 20 20 38 1	1 1 2 2 1 1	1 1 2 2 1 1	7 6 10 5 9 1	13 15 15 15 12 22	13 13 15 15 22 22
16	John A. Kelly.....	Jno. R. Sexton..... Lewis F. Cooley..... W. H. Riggs.....	113 87 127 256 97 272 122 42 99	54 256 43 123 600 23 61 194 101	87 8 107 1 85 1	8 8 1 1 1 1	8 8 1 1 1 1	16 12 14 17 10 6	4 48 17 48 6 16	82 82 48 48 16 16

CIRCUIT COURTS—CONTINUED.

JUDGES.	CLERKS.	COUNTIES AND CITIES.	ACTIONS AT LAW.				SUITS IN EQUITY.				PROSECUTIONS.				DAYS OF SESSION.				NOTES.		
			No. commenced.	No. pending.	No. decided.	No. removed from other courts.	No. removed to other courts.	No. commenced.	No. pending.	No. decided.	No. nolle prosequi.	Changes of venue from the court.	Changes of venue to the court.	Fall term.	Spring term.	Intermediate or special terms.	Total.				
17 Benjamin T. Gunter.	H. H. Dickenson.....	Russell	72	23	74	...	76	168	141	46	...	...	...	...	...	...	7	9	6	22	
		Buchanan.																			
		Total in circuit ..																			
		Accomac	52	7	47	...	27	112	125	42	1	8	12	16		36
	M. Oldham, Jr.....	Northampton.																			
		Total in circuit ..																			

NOTE No. 3.—The criminal case reported as pending has been mentioned in my reports for several preceding years. The criminal is a fugitive from justice, and has been since 1871. The other criminal cases referred to herein was a party charged with murder in the county court of this county, and the party under the statute in such cases made and provided, elected to be tried in this court, and at April term last he was tried and convicted of murder in the first degree, and sentenced to be hung July 24, 1886, but on the 23d of June he made his escape from jail and has never been captured.

NOTE No. 4.—Fourteen of the actions commenced were appeals in coupon cases.

NOTE No. 5.—Low.—In cases decided are included judgments confessed and one case dismissed at rules. The case under head of number removed from other courts was an appeal from judgment of the county court, and is not included in number commenced, but is included in number decided. Equity.—Interlocutory decrees include all orders except those dismissing causes from the docket under the head of final decrees. In number commenced included one case dismissed at rules.

COUNTIES AND CITIES

FROM WHICH

NO REPORTS RECEIVED FOR YEAR ENDING AUG. 31, 1885.

First Circuit.—City of Norfolk.

Second Circuit.—Dinwiddie, Nottoway, and Chesterfield.

Third Circuit.—Lunenburg, Charlotte, and Buckingham.

Fourth Circuit.—Henry.

Fifth Circuit.—Bedford, Campbell, Amherst, and Nelson.

Sixth Circuit.—Madison.

Eighth Circuit.—York, Warwick, New Kent, Charles City, and Mathews.

Ninth Circuit.—Lancaster, Gloucester, and Essex.

Tenth Circuit.—Caroline.

Eleventh Circuit.—Fairfax, Prince William, Rappahannock, and Alexandria county.

Twelfth Circuit.—Warren.

Fourteenth Circuit.—Roanoke and Giles.

Fifteenth Circuit.—Wythe, Pulaski, and Bland.

Sixteenth Circuit.—Lee, Wise, and Buchanan.

Seventeenth Circuit.—Northampton.

J. BELL BIGGER,
Clerk of House of Delegates.

HOUSE DOC. No. II.

R E P O R T

CONCERNING THE

State Normal School at Farmville,

DECEMBER 10, 1885.

COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND, VA., December 15, 1885.

To the Speaker of the House of Delegates:

I hereby transmit the first annual report of the president and the board of trustees of the State Female Normal School, at Farmville.

WILLIAM E. CAMERON.

RICHMOND, VA., December 14, 1885.

To his Excellency WM. E. CAMERON,

Governor of Virginia:

SIR:

The trustees of the "State Female Normal School" are required by law to transmit annually to the governor an account of their proceedings, and of the progress, condition, and prospects of the school.

The report made to the board of trustees by the principal of the school, so fully satisfies all the requirements of the statute, that I have been instructed by the board, in place of a more formal report, to forward to your excellency that paper, which will afford you full information on all matters connected with the institution.

I have the honor to be,

Very respectfully,

Your obedient servant,

WM. B. TALIAFERRO,

President Board of Trustees.

General WM. B. TALIAFERRO,
President of the Normal School Board:

MR. PRESIDENT:

At your request I have prepared the following report, which gives a history of the State Normal School at Farmville since the date of the report made to the governor, by order of the trustees, in August, 1884, at which time the Legislature held an extra session.

A check had occurred in the progress of affairs relating to the projected school, by reason of a decision of the court of appeals, which rendered a change in the law necessary in order to make the annuity of ten thousand dollars available. The law was suitably amended at this extra session, and the trustees of the school were assembled September 17, 1884, in order to carry forward the needful preliminary arrangements.

Previously the board had appointed Dr. J. L. M. Curry as its president, Judge F. N. Watkins as its secretary and treasurer, and W. H. Ruffner as principal of the school; and in a succession of meetings the board had caused a plan for the organization and conduct of the proposed school to be carefully prepared in full accordance with the law, which ordered the establishment of "a normal school expressly for the training and education of white female teachers for the public schools." At the September meeting the matured plan was finally adopted, and vigorous measures were taken in preparation for the opening of the school, which was fixed at October 30th—a very short interval, to be sure, for all the preliminary work yet remaining to be done. There was then not a teacher appointed except the principal; all notices had yet to be given, and the old academy building in Farmville, which had been accepted for the school, had yet to be repaired, added to, and furnished throughout for its double purpose of school and boarding-house. To do this in so brief a period had been rendered possible by the measures which the trustees had taken in former meetings. Had any important step been omitted previously, the opening of the school must either have been delayed a year, or the work of the first session have been extremely crude and unsatisfactory.

Normal teachers and normal schools had previously been visited by the principal over a wide extent of country; for at the very first meeting of the trustees the determination was fully expressed to carry out the purpose of the act, strictly and fully, and make all regulations and all appointments directly to subserve the end of training teachers for the public free schools.

This rendered it necessary to find instructors who themselves had been trained in normal schools, and, if practicable, such as had been teachers in normal schools. Of the original faculty not one sought the position to which he or she was elected. Due advertisements had been made in respect to the filling of the chairs, but the trustees felt it to be incumbent on them to select expert teachers of the highest abilities, so that the Virginia Normal School for white girls, not only should be true to its name, but should at once offer privileges equal to any similar school, north or south.

The meeting for the election of teachers was held October 15th, at which time it was announced that in the exercise of a special privilege, voluntarily tendered him by the trustees, the principal had chosen Miss Celeste E. Bush, of Connecticut, as vice-principal. The board then proceeded to elect Miss M. Pauline Gash, of North Carolina, and Miss Lillian A. Lee, of Connecticut, as additional normal teachers, and Mrs. Carrie T. Bartkowska, of Richmond city, as teacher of the model school.

This last mentioned lady had attended a normal school, had graduated at the Richmond High School, and had for years occupied a high place in the fine corps of Richmond public school teachers. Miss Gash had taken the full course at Martha Washington College, in Southwest Virginia, and also the full course in the excellent normal school at Nashville, Tennessee, and had taught for several years subsequently. In all these relations she had been distinguished. The two ladies from Connecticut were normal graduates, and not only possessed fine abilities, but had the special advantage of some years successful work as teachers in the Connecticut State Normal School, from which school they came to us.

These facts make apparent, what experience subsequently proved, that we were exceedingly fortunate in our first corps of teachers.

Whilst this was going on, circulars and notices of the school were distributed, and the work of preparing and furnishing the buildings, and providing necessary books and apparatus, were vigorously pressed forward.

On the appointed day the school was opened with nearly one hundred young ladies, and all the teachers in place. Having expert hands to organize the school, the classes were promptly formed, and the work proceeded with regularity from the beginning. The only trouble came from the imperfect preparation of those who came. But upon the whole we were very fortunate in the character of our students, who, as a body, were bright, intelligent, and cheerful.

Their ages averaged about eighteen years, and many of them had had good literary and social advantages. A number of them had had experience as teachers, and these most readily appreciated the peculiarities of the school.

It was soon evident that more teachers were necessary. Piano music was an optional study, not dependent on the funds of the institution, but subject to its control. Miss Belle Johnson, of Farmville, was appointed by the faculty to teach this, without compensation from the state funds; and subsequently Miss Clara Brimblecom, of Massachusetts, specialist in this branch, was appointed to teach vocal music. In January, Mr. B. H. Robertson, then of Augusta county, Virginia, was appointed to fill the still vacant chair of physical science.

Our numbers gradually increased to one hundred and twenty-one, of whom fourteen belonged to the model school proper. The female teachers and about forty-five of the students were boarded in the institution; which was thus crowded even beyond its proper capacity. The price of boarding (including washing, fuel, and lights) was put at \$12.00 a month, so as to bring it within reach of as many girls as possible.

In April, a catalogue and circular was published and circulated. In this was embodied a list of officers, teachers, and students of the school, and a considerable amount of practical information concerning the school. The exercises of the institution were continued successfully up to the last day of the session, June 23, 1885, at which time three young ladies were graduated. These ladies were Miss Annie L. Blanton, of Prince Edward county, Miss Lula M. Duncan, of Franklin county, and Miss Lula Phillips, of Richmond city. Public exercises were held, during which the diplomas were given, and an address made by Dr. J. L. M. Curry. Medals for scholarship and teaching ability having been offered by the Peabody trustees, and awarded by the faculty to Miss Annie L. Blanton, and Miss Carrie Brightwell, Dr. Curry presented the medals with appropriate remarks.

The trustees held their annual meeting at this time. Great difficulties having arisen from the cramped and inconvenient class-rooms, partial relief was provided by the erection of a cheap wooden building in the back yard, containing four school-rooms.

The second session of the normal school opened October 1st, with an increase of students, and an altogether favorable outlook. At the same time the trustees met and

appointed Miss Kate Lupton, of Alabama, an A. M. of the Vanderbilt University, as teacher of natural science, and Mr. Asa D. Watkins, as secretary and treasurer, in place of the lamented Judge F. N. Watkins, whose demise had occurred shortly before. Dr. Peter Winston received the appointment of physician. Dr. Curry, contemplating absence from the United States, resigned the presidency of the board, and General Wm. B. Taliaferro was appointed.

By authority of the board the faculty appointed one of the students as assistant teacher for part of her time, namely, Miss Celestia Parrish, of Danville, Virginia.

The additional school-rooms released some of the bed-rooms, and enabled us to receive fifty students as boarders, in addition to the seven lady teachers who board in the building. All our bed-rooms were engaged two months before the beginning of the session, and quite a number were deterred from coming to the school because they were not willing to board among the families of the town. In fact, the impression seemed to have been created extensively that the privileges of those occupying the building were so much greater than those outside, that when the house is filled young ladies wishing to attend would better not come, or else wait for a opening in the boarding-house. This impression I have sought to counteract, as it is unjust both to the families of Farmville and to the young ladies who board with them. Still, it is better to board in the school building, where the students are under manifest training of a superior character.

Finding that it was necessary to make special provision for students whose preparation, though nominally sufficient, was really insufficient for successful work in the normal school proper, we have continued this session, what we began on a smaller scale last, namely, making use of the upper classes of the model school for the better preparation of these badly prepared normal students.

Now we, for convenience, give the name preparatory school to the entire school taught by Mrs. Bartkowska, and the name model school is confined to a school for little children, which is taught in a room to itself, and is intended to become the school of observation and practice for the senior class of the normal school. This school is supported by joint contribution of state funds and funds of the town of Farmville.

Our register now stands as to numbers:

Normal school.....	86
Preparatory school.....	37
Model school.....	31
Total.....	<hr/> 154

We have arranged to graduate classes twice a year, although diplomas will be delivered only at the end of the session. Students who come February 1st will find the classes so arranged that if they proceed regularly they can complete the course in two years, ending at the same time in the year.

Most institutions receive additional students in the middle of the session; but it is not common, though manifestly just, that classes should be so arranged that the studies of those entering in mid-session should proceed as regularly, and be completed in as short a time, as those of students entering at the beginning of the session.

We have lately distributed extensively circulars giving information on this subject, and may fairly expect a considerable addition to our numbers on the first of next February, as far as we may be able to receive them.

Our school work so far has progressed regularly and pleasantly, and we hope to turn out a class of graduates next summer who will promptly make themselves felt among the public schools of the state.

REMARKS ON THE PECULIARITIES OF THE NORMAL SCHOOL.

The peculiarities of normal school work have been fully explained in documents published heretofore. (To-wit: "What are Normal Schools in Fact?" Also, an address delivered by the principal before the Conference of County Superintendents of Schools, held in Richmond in February, 1885, and the catalogue and circular before referred to.)

In the address of the principal before the county superintendents there is a summary statement as to the subjects taught and the methods of teaching employed in our school, which for convenience I will quote; premising that the original plan of the institution included two courses of two years each, the first being designed specially to prepare teachers for primary-school work, and the second to prepare them for high-school work. The former is called the elementary course, and the latter the advanced course. Our small annuity, even with the help of \$2,000 from the Peabody Fund, does not allow us to teach the advanced course. Hence the following remarks have reference to our actual work of preparing expert teachers for our primary schools:

"The design of the elementary course is to prepare teachers for the primary schools, not by review and drill in the studies taught in these lower schools, but instruction in the best methods of teaching these branches. The methods are taught both theoretically and practically. Language is carried through grammar, penmanship, and composition, somewhat into elocution, rhetoric, English classics, and Latin.

"In mathematics stress is laid on mental combinations, and the subject is pursued through arithmetic into algebra and geometry. Natural science begins with geography (including map-drawing) and physiology, to which are added lessons in physics, chemistry, mineralogy, geology, zoology, and botany. The design of the physical lessons is to widen the scope of the student's mind, to cultivate the habit of observation, to inspire a love of nature, and specially to prepare for giving object-lessons in the schools. History of the United States is taught comprehensively, with an introduction of general history. Drawing is taught on the most thorough system. Vocal music, book-keeping, and calisthenics are carefully, though simply taught. The special course of didactics comprises some elementary psychology, the leading principles of education, the methods of teaching particular branches, school management, and the school law of Virginia.

"Special attention is given to the morals and manners of the students, and an excellent course of lectures on the subject is given by the vice-principal. Practical hygiene is also made prominent. Social culture is provided for by special arrangements. Literary societies have been formed, to be carried on exclusively by the students. Religious observance is not neglected, but all regulations on this point are subject to any exceptions demanded by the rights of conscience.

"In a word, we have obeyed the law and the orders of the trustees, and have established a professional school, in which we aim to prepare our students for teaching; and the preparation is meant to cover mind, character, manners, health, knowledge of subjects, and the methods of teaching them.

"It may be expected that in making a report of our school, something more specific should be said in reference to the peculiar *modes of teaching* employed by the instructors. On this point I would remark, that in normal schools generally the oral method of teaching is employed more fully than is usually practicable in other schools.

"On most subjects there is no text-book used in the way text-books are commonly employed. That is, there is no uniform set of books in which lessons are assigned to be conned and recited. Books are used only for reference, and any book containing the

facts or expositions wanted may be resorted to. In teaching the elementary principles of any study, no use whatever is made of a book.

"The principle sought is developed as far as possible by a system of questions addressed orally to the students in class, which will often bring together truths already known in such a way as to reveal their fundamental relations, and suggest the desired principle. Examples, and perhaps concrete illustrations, may also be employed as guides. The teacher must, of course, make affirmative statements, but these are made only when the principle or fact cannot be reached through the previously-existing knowledge or the understanding of the student. When, by the combined efforts of teacher and students, the desired statement is put in due form, it is written on the black-board, and copied into the note-books, and subsequently recited upon.

"After a time topics are assigned, which the students are required to prepare themselves to expound; and they are expected to resort, not to particularly specified books, but to any books they can find which will afford them the help they need. A reference-room, furnished with suitable books, is provided for this purpose, and publishing houses are glad to send donations of their school books for the use of the students.

"The details of a system like this will vary, of course, with the nature of the study, and with the intellectual training already possessed by the student. There are some branches in which the teacher must tell more, and the student must use books more, than in others.

"But a still more specialized feature in the course is the *teaching exercise* given daily by the students as a part of each lesson. The students repeat the teacher's work according to their several ability. Usually the student is notified in advance that she will be called upon to teach a given topic at the proper time, and she is expected to develop the subject by a carefully-prepared system of questions and statements, exactly as if she were instructing a class in her own school. And at the same time she is expected to keep order, and to be treated with all the respect accorded to the regular teacher. At the end of each exercise the members of the class are allowed to make criticisms, and the teacher also corrects any error as to matter or manner.

"The effect of this teaching-exercise is almost magical in rousing the faculties, in securing thoroughness of study, clearness of apprehension and of statement, and dignified manner. Every institution might introduce something of this kind with advantage to the scholarship and deportment of the students. *Docendo discimus.*"

THE MODEL SCHOOL

is an extremely important feature in the normal system. It is to the normal school what the work-shop is to the industrial school. Whilst engaged in the special study of the theory and practice of teaching, the intended senior class shall be taken, by sections, into the model school, where young children are organized and instructed according to the best methods and by the best professional teachers.

Here the members of the class sit and observe, and also take part in the instruction, under the direction of the model-school teacher. Our model school has not yet been placed on a satisfactory basis, and hence does not serve the practical uses for which it is specially designed. We have now, however, a suitable class of children, and when the teaching arrangements shall have been completed, we expect the school to answer its purpose satisfactorily. For the practical training of the normal students the most important member of the faculty is the normal-school teacher.

INADEQUACY OF OUR MEANS.

Whilst the friends of normal education may feel encouraged with the progress made, they should understand that we have worked and are working under great disadvantages, and that their hopes cannot be fully realized until we are provided with larger accommodations for boarding students and for instructing classes, and are also supplied more liberally with those means and appliances which are found in all first-class normal schools. These are demanded by the wants of the present school, and are indispensable to any enlargement of the school even on its present elementary basis.

But a Virginia state normal school ought not to be confined to elementary work. This work we are now doing is the most important work, because we are training the powers of the students, and teaching them methods, and drilling them in rules and principles of those studies which are taught in every public school, and which are the roots from which grow all the knowledges. And this, too, we consider the most difficult work, the very work we are doing.

So far from belittling this elementary course we would magnify it, and claim that here is generated the motive-power which is to lift the mass of the people into a stronger and higher life.

But we should not stop here. The mind does not receive its strongest development when confined to primary studies. It must wrestle with more subtle principles, it must move in a wider area, it must climb higher, it must see farther. It must enter the larger halls of science and philosophy, of language, of mathematics, of history, and art, and literature. And when such studies as these are pursued with normal thoroughness and practical direction, and under the guidance of pedagogical philosophy, we shall presently have among us a well-equipped and versatile style of teachers, who will be equally at home in all the grades of academical instruction.

This will meet the demand for superior teachers in public schools and in private schools throughout the state. None know better than those who conduct our female academies on private account how difficult it is to supply themselves with thorough and expert teachers, and in every city, town, and country neighborhood there is a demand for teachers of the higher branches.

Without a supply of such teachers, a vast amount of latent talent, scattered everywhere and capable of adding a world of strength and glory to the state, would remain undeveloped, and hence idle and comparatively useless. The mass of the people cannot send their children away to schools. The schools must be sent to them. The cost is nothing when compared with the results. Who would wipe out our colleges and universities, high schools, and academies because they are expensive? Every man who knows the ennobling power of a liberal education, and every student of Virginia history, and every observer of the great forces which control society, will need no argument to show him the importance of making special provision for the higher education of women, as well as of men, and especially of those who are to be the teachers of the state.

All that is proposed in this direction, is to make an advance into the grade of *secondary* education.

Here unquestionably is the weak point in our educational arrangements, both public and private. We have colleges enough, and our private schools have multiplied and are still multiplying prodigiously; but how few are the secondary schools—those intermediate between the primary schools and the colleges—and yet these are indispensable to the harmonizing and energizing of our educational forces.

This great public want can be met more promptly, more efficiently, and more cheaply by educating teachers for this work in connection with our State Normal School than in

any other possible way: for these teachers, when they go forth, will prepare boys as well as girls for college.

It is too late in the day to argue in favor of the capacity of women to learn, or to teach, these higher branches. Within a few years the Senate of Virginia has shown its faith and its appreciation on this subject, and foreshadowed legislative action.

On the 31st of March, 1879, the Senate passed the following resolution:

"Whereas the State of Virginia, during almost the entire period of her history, has liberally provided for the higher education of her sons, and is now supporting three superior institutions for such purpose; and whereas the commonwealth has never, at any period of her history, made any provision whatsoever for the education of her daughters; therefore, be it

Resolved, That the Superintendent of Public Instruction be and he is hereby requested to gather, and in his next annual report furnish to this body such information and views in regard to higher female education as might be useful in considering the propriety and practicability of making, by this state, some provision in this direction; and that he inquire and report the cost of education in such female seminaries of other states as are assisted or supported at public expense, with any matter of interest concerning the same."

In response to this call, the Superintendent of Public Instruction, in his report for 1879, presented the whole subject of the higher education of women, and made suggestions as to how the state might wisely enter upon the work, and among those suggestions normal schools, with courses both elementary and advanced, were specially advocated. These facts indicate the tendency of the Legislature six years ago—a tendency only checked by financial embarrassments. The passage of the resolution really announces strongly a conviction existing in the Senate, that in the great matter of education a most unjust discrimination had been made in favor of the sons and against the daughters of Virginia, and that it was time some action were taken to rectify this injustice.

The creation of this normal school by the Legislature of 1883-4, whilst aiming at a special object, was also, and with many individuals chiefly, an expression of the same feeling which led to the resolution of 1879, namely, that the long neglected claims of the women of Virginia should be recognized. The act done was creditable to the intelligence, the wisdom, and the chivalrous sentiment of the body which passed it; and so far as my observation has extended, no action ever taken by the Virginia Legislature has been more cordially and universally approved.

But it must be manifest to every intelligent person who knows the cost of such public institutions, that even for the special purpose of providing fully-equipped teachers for our public schools the provision made is inadequate, whilst in the broader aspects of the subject the inadequacy is strikingly manifest.

THE WANTS OF THE NORMAL SCHOOL.

As already intimated, the school even in its present dimensions is too much cramped in every department, in boarding and in lodging, in teaching force, and in school-room accommodations.

The model school is taught in an out-building which should be the kitchen. The kitchen is in a cellar of half the needed dimensions, where on one cooking-stove food must be prepared for sixty people, and from whose reeking vessels the whole house is scented with manifold odors. The family of the house-keeper is confined to one room. There is *no place* for the principal. Of the teachers, only the vice-principal can have a separate room. Three or four, and sometimes five, students must be assigned to one room. The library and reference-room is about ten by twelve feet in size, and has only

one window in it. A large class-room has only one window. The psychology room is properly the physical laboratory. Another class-room is just half the size needed for the class. The assembly hall has to be used for a class-room, for which it is too large, whilst as an assembly room it is too small, as is shown by the fact that its regular desks accommodate just eighty-six students, whilst one hundred and twenty are crowded into it every day. We might enlarge the assembly hall by the removal of partitions, but this would deprive us of two rooms, which at present cannot be spared. This enlargement, however, will be made when additional rooms are added. When this removal of partitions is effected, and when the new wooden structure is given up, as it should be, to the model school and preparatory school, the library room will be gone, and *only one class-room* will be left for the normal school, which requires seven rooms.

Manifestly then, for the proper accommodation of the normal school, even on its present basis, there is needed enlargement of quarters in every direction. I have, after consulting each teacher as to the requirements of her department, prepared a plan for additions of a perfectly plain character, intended to stand at the west end of the building, and which provide only such additional rooms as we need now and could have used to advantage this session. Drawings are herewith presented to the board, showing floor plans. The building will be entirely without ornament, and contain nothing but what is essential to its objects. It will give an office, a library room, a laboratory, six large class-rooms, and thirteen lodging-rooms. It is estimated by a house-joiner that this building can be well built, with brick walls and tin roof, for \$12,000. The plan provides also for an enlargement of the dining-room by removing partitions, and for accommodating the house-keeper's family in a wing; besides which, the outside building, now used for the model school, would be fitted up for a kitchen, with suitable cooking arrangements, and the present kitchen be used for laundry purposes. A wood and coal-house is also very much needed. Two thousand dollars would probably suffice for these improvements, and might also renew some of the decaying and unsightly fences.

The question as to the cost of furnishing the chambers, laboratory, school-rooms, library, and office, and of supplying the dining-room and kitchen with additional furniture, is one which I have not been able to work out in detail, but certainly \$3,000 would not be an extravagant estimate.

It would also contribute greatly to safety, comfort, and economy in fuel and servants, if this pile of buildings could be warmed by steam, and by the same boiler steam be furnished for a laundry.

So much for the improvements needed for the school under its present organization. The advanced course, or so much of it as would probably be demanded for one or two years, might be taught without immediate enlargement of the accommodations required for the present school, with the exception of one additional class-room, and a special laboratory for operating the improved method of teaching chemistry, and an ordinary work-shop where students might make much of their apparatus for the illustration of physics.

If nothing is done toward steam-heat and a steam laundry, the sum of \$18,000 might provide all the accommodations mentioned; but this is important.

The cost of giving instruction in the advanced course, when fully developed will be as great as the cost in the present school, even if all the teachers were women, which in my opinion would be a *very great mistake!* Well-rounded education can be imparted only by the combined influence of male and female teachers, and this necessity grows stronger as we rise in the grade of education.

I have gone over this matter of the advanced course carefully, and put in assistant teachers at low rates where practicable. I have also considered carefully the fact that our preparatory school must be enlarged, and that there must be a *matron* to have

charge of the bed-rooms, to attend to the washing, and look after the sick, and I do not see how all these operations can be carried on properly without an annuity *double in amount* of that we are now receiving.

The necessity for an income of this amount will appear from the following considerations :

First. It is a free school substantially in all its departments. A few hundred dollars only will be received from pay scholars. The contribution of \$240 from the town of Farmville toward the support of the model school proper will not meet more than one-fourth of the cost of this smaller school, if it be provided with a really well-qualified teacher.

The preparatory school, as we now call it for distinction (Mrs. Bartkowska's), has already grown beyond the ability of one person to teach it properly. Yet the school ought to be larger than it is. That is to say, we have students in the normal school proper who ought to be in the preparatory school, to be taught what they thought they knew, but do not know by a great deal.

That our entrance examinations are not rigid is sufficiently shown by the printed questions which I furnished to the county superintendents last summer, and sent to the members of this board, and on questions not more difficult than these the majority of those who come to us do not make an average of five in a scale of ten; and we admit some students on an average of three, rather than send them back home.

This exhibits the sort of work laid upon us, and the more emphatically demonstrates the necessity of normal schools.

The condition of affairs is embarrassing. If we send these poorly-prepared girls back home we shall have a small and unpopular normal school; and, what is worse, we would thus leave their counties to their fate. If by any means we can keep these girls until we can first prepare them in the primary branches under a style of teaching such as they never knew, and then carry them through the professional training, we will thus supply their counties with a few specimens of what a teacher ought to be. But to do this will require an additional appropriation. Twenty thousand dollars will do it all. I trust it will be the policy and pleasure of the board to ask of the Legislature an annuity of this amount.

On the supposition that we can get some increase, but not the whole, how should the money be used? By all means, as I think, in strengthening the foundations first, and using only the surplus in upward development.

With these statements I leave it to the superior wisdom of the board to decide what shall be aimed at in respect to legislative appropriations.

Whilst a free normal school, with its model school, its preparatory school, and its professional courses, elementary and advanced, is, of necessity, a complicated and costly organization in comparison with other schools, its educational power and public usefulness are in full proportion to its cost. It is the assemblage in one place of a variety of schools, graded in form, academical and professional in substance, and in their character so unique, striking and efficient that a school of this sort would at once enlighten the public as to the defects of our common schools, and furnish a model and test of common-school education.

At the same time it would exhibit the broad distinction between learning and teaching, and by its liberal studies embody the sentiment of the state in respect to the higher education of woman.

The "State Normal School," at Farmville, has taken its place among the state institutions of Virginia, and it has claims certainly as strong as any other. Schools for the training of teachers are, in every enlightened state and country, recognized as indispensable to the effective conduct of education, and are usually maintained liberally.

The "Normal School of Virginia" has the largest field of all state institutions, and yet has the smallest means for doing its work. The annuities of \$30,000 each, and the very large extra appropriations made by the last Legislature to the University and Military Institute, are not too large. Nor are the annuity of \$20,000 and the outfit of \$100,000 given to the Colored Normal School too large; but these certainly make our outfit of \$5,000 and annuity of \$10,000 look decidedly small. We appreciate the act of the last General Assembly in creating this school as an historic event, which will be honored in future years even more than now; and we know that great good is now being done even with the small annuity, but it is too small for the support of such an institution. And besides, it is hard to understand why the white teachers of Virginia, and the white women of Virginia, should be considered of so little comparative importance!

Four thousand trained white teachers could be put to work in Virginia next fall if we had them. The most of these would be female teachers. Where can they get their training in the state unless they get it at this school? Behold, what a work is here!

And this by no means exhausts the *mission* of the *normal school*. It offers to the poor girls of the state, whether looking forward to teaching or not, a good education at small expense. And how pitifully large is this class! Its instructions will in time be sought also by many who have abundant means, but who are attracted by the deliberate, thorough, developing methods of a normal school. It is true that there are some who would avoid the school because it does not traverse so much surface in a given time as ordinary schools.

Already we have heard something of this sort from outside parties: "You are too elementary; you do not go fast enough; you do not spread yourself wide enough."

Some of our young ladies for awhile deluded themselves with notions of this sort. But we hear no such talk from them now, whatever talk may go on outside.

We want it clearly understood that we go for quality rather than quantity. We believe in knowledge, yea, in erudition, if you please, but we do not mean to attempt more than can be done thoroughly. And much as we value knowledge, we value mental training far more. The power to get for one's self is better than a heap of the thing to be gotten.

And if in the beginning of a four years' course we go slowly, it is that on the home-stretch the superiority of trained powers may be felt and seen.

By thus exhibiting the peculiarities of normal training, and calling for increased facilities, it is not in any spirit of rivalry, still less of hostility, toward the other female schools of the state. They will always have their own patronage-ground, and will do a work which we cannot do. And, moreover, the spirit of education is like the spirit of religion: it is diffusive!

What revived influence is gained by one church is not lost by another. The sacred influence spreads, and all are made partakers. So will it be in the matter of female education. If the friends of the Normal School at Farmville will ring the changes on the importance of female education, and the shameful neglect under which Virginia women have suffered at the hands of the state for a hundred years, until the Legislature at last awakes to its responsibility, and places this school where in justice it belongs—namely, on the same plane with the university and military institute—the effect would be to strengthen every meritorious female school in the state.

Our first desire is to secure trained teachers for our public schools, and in this view we appeal to every school officer, to every parent, yea to every patriot, to lift his voice in behalf of this school; but our vision should not be confined to this school or to any school; it should be turned with anxious longing upon the entire body of Virginia women!

How strangely they have been neglected by the ruling sex! Compelled in thousands

of cases to earn their own living, how few vocations are open to them. Only, in fact, for educated women, this one thing of school teaching, which they do so well. Is there not an incidental argument here which should be felt by every generous mind? Do not the women deserve this at our hands? Do not our affections, yea, our very selfishness, as well as public economy, prompt us to strengthen the female members of our social fabric?

They are mixed through and through our social life; we love them as we love nothing else upon earth; they have an immeasurable power over us, they dictate our social habits, they rear our children, they refine our tastes, they conserve our morals, they keep burning the fires of religion—everywhere in our daily life is found the skilful hand, the ready mind, the quenchless heart of woman. And, yet, where has there ever been any public recognition of her inestimable claims upon society?

Men make provision for their boys out of the public funds, and for themselves, too—duly conserving every interest they have; but how wretchedly small has been the share doled out to her who deserves everything!

This is an injustice that will make our children ashamed of their fathers. But it is not only an injustice. It is an infatuation—an infatuation similar to that which kept down popular education generally in Virginia until a few years ago. The power residing in woman, if vitalized and directed, would give to society a life, a grace, a purity, a skill, a progressiveness peculiarly its own. And the coming generations would receive a training in the homes, in the schools, in the social circles, in all the quiet yet immeasurably potent centres and lines of influence such as can come from nowhere else. Behold what woman does now in a state of neglect, and try to imagine what she could and would do if allowed the privileges which men have so liberally provided for themselves.

Do justice to the women of Virginia, and every good thing will be developed in the state.

Very respectfully,

(Signed,)

W. H. RUFFNER,

Principal.

COMMUNICATION

FROM THE

GOVERNOR OF VIRGINIA

TRANSMITTING

LIST OF PARDONS, &c., AND REASONS THEREFOR.

COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,
RICHMOND, December 22, 1885.

To the General Assembly:

Herewith is submitted, as required by law, a statement of the "pardons, commutations, and reprieves" granted by the governor from October 1, 1883, to December 15, 1885, with the reasons for the exercise of executive clemency:

PARDONS.

1. Henry Watkins, convicted in March, 1876, of murder, and sentenced to ten years in the penitentiary; pardon granted October 25, 1883, on account of the youth of the prisoner and good reasons to believe that the killing was the result of an accident.

2. John McDonough, convicted in August, 1877, of shooting with intent to maim and kill, and sentenced to one year in the penitentiary. This man escaped after his sentence in 1877, but returned and gave himself up in 1883, and was pardoned November 27, 1883, on recommendation of the jury and commonwealth's attorney, and in consequence of evidence obtained after the trial as to the innocence of the accused.

3. W. J. Sculthorpe, convicted November, 1883, of stealing a mule, and sentenced to five years in the penitentiary; pardon granted December 22, 1883, because, on the evidence, it is a question of doubt whether a charge of larceny could be sustained (after-discovered evidence makes this doubt much stronger), and on the recommendation of the commonwealth's attorney and the petition of ten jurors and many citizens.

4. John E. Smith, convicted February, 1881, of malicious stabbing, and sentenced to three years in the penitentiary; pardoned December 26, 1883, on the ground that the prisoner, by reason of long confinement in the county jail, had already served a sen-

tence in excess of that ascertained by the jury, and on recommendation of the judge, jury, and many citizens.

5. James Russell, convicted October, 1883, of stealing a watch and chain, and sentenced to five months and fifteen days in the city jail; pardoned December 29, 1883, on the recommendation of Judge Atkins, of the hustings court.

6. David Crawford, convicted, 1869, of felony, and sentenced to eighteen years in the penitentiary; pardoned under certificate of the penitentiary surgeon, endorsed by the superintendent and board of directors, that the prisoner was in ill health, and would be injuriously affected by further confinement.

7. Frank C. Scruggs, convicted January, 1884, of assault and battery, and sentenced to ten days in city jail and fifty dollars fine; pardoned January 4, 1884, as to the imprisonment, on recommendation of the judge.

8. John Richard Holloway, convicted February, 1882, of unlawful cutting, and sentenced to three years in the penitentiary; pardoned January 4, 1884, on the recommendation of the judge and commonwealth's attorney, on the ground of youth and extenuating circumstances.

9. D. Edwin Cowan, convicted January, 1883, of grand larceny, and sentenced to three years in the penitentiary; pardoned January 15, 1884, on recommendation of the superintendent of the penitentiary on account of extenuating circumstances and good behavior of the prisoner since confinement.

10. James M. Granger, convicted November, 1882, of libel, and sentenced to nine months' confinement in the city jail; pardoned as to imprisonment January 28, 1884, the General Assembly having released the fine.

11. Rhoda Evans, convicted June, 1881, of murder in second degree, and sentenced to eighteen years in the penitentiary; pardoned January 29, 1884, on circumstances suggesting strong doubt as to the guilt of the prisoner.

12. Stephen E. Clements, convicted May, 1882, of bigamy, and sentenced to three years in the penitentiary; pardoned February 6, 1884, on request of the judge and the commonwealth's attorney and the recommendation of the jury for mercy.

13. Marshall Foster, convicted January, 1884, of unlawful shooting, and sentenced to twelve months in jail and a fine of one cent; pardoned, as to imprisonment, February 7, 1884, because of subsequent evidence tending to show the innocence of the prisoner.

14. Abraham Quarles, convicted January, 1876, of petit larceny, and sentenced to twelve months in the chain gang; pardoned February 7, 1884, on certificate of the surgeon of the city jail that further confinement would endanger the life of the prisoner.

15. Isadore Blount, convicted November, 1880, of house breaking and larceny, and sentenced to four years in the penitentiary; pardoned February 9, 1884, on recommendation of the judge, jury, and commonwealth's attorney.

16. Bettie Anderson, convicted February, 1884, of petit larceny, and sentenced to fifteen days in the city jail; pardoned February 13, 1884, on recommendation of the police justice who tried the case.

17. Nicholas J. Smith, convicted November, 1883, of cutting, and sentenced to fifteen days in jail; pardoned February 14, 1884, on account of the youth of the prisoner.

18. Abram Cary, convicted April, 1876, of attempt at robbery, and sentenced to seventeen years in the penitentiary; pardoned February 15, 1884, on the grounds of youth and that no real crime was committed or attempted.

19. Joseph E. Farmer, convicted August, 1881, of horse stealing (felony), and sentenced to three years in the penitentiary; pardoned February 19, 1884, because of good behavior of the prisoner during confinement.

20. John West, convicted February, 1884, of assault, and sentenced to thirty days in the city jail and fined \$100; pardoned, as to imprisonment, February 21, 1884, on recommendation of the judge, jury, and commonwealth's attorney.

21. A. Monroe, convicted December, 1883, of assault in resisting a police officer, and sentenced to six months in the city jail; pardoned February 23, 1884, on recommendation of the judge, commonwealth's attorney, and ten of the jurors, and on the ground of irresponsibility.

22. Joseph H. Mann, convicted April, 1877, of murder in second degree, and sentenced to eighteen years in the penitentiary; pardoned February 25, 1884, because, in the opinion of the governor, the evidence did not justify the verdict.

23. Belle Rice, convicted February, 1884, of keeping a house of ill-fame, and sentenced to fifteen days in the city jail and \$50 fine; pardoned, as to the imprisonment, February 29, 1884, on recommendation of the judge and jury.

24. Henry Sharrah, convicted November, 1883, of assault and battery, and sentenced to six months in the city jail and \$25 fine; pardoned March 3, 1884, as to the imprisonment, on recommendation of the judge, jury, and commonwealth's attorney.

25. Richard Baptist, convicted August, 1883, of entering a barn and stealing five bushels wheat, and sentenced to twelve months in the county jail; pardoned March 8, 1884, on certificate of the surgeon of the county jail that longer imprisonment would endanger the life of the prisoner.

26. Michael Wisely, convicted January, 1884, of petit larceny, and sentenced to sixty days' confinement in the county jail; pardoned March 15, 1884, on recommendation of the commonwealth's attorney and many citizens.

27. Henry Woodhouse, convicted, 1871, of assault and highway robbery, and sentenced to twenty-four years in the penitentiary; pardoned April 9, 1884, on the ground that the term the prisoner has served is sufficient expiation of the offence.

28. Freeman Baldwin, convicted February, 1882, of felony, and sentenced to three years in the penitentiary; pardoned April 12, 1884, on recommendation of the judge, jury, and commonwealth's attorney.

29. William Finney, Jr., convicted April, 1884, of petit larceny, and sentenced to fifteen days in the county jail; pardoned April 19, 1884, on recommendation of the judge and commonwealth's attorney, and because of the youth of the prisoner.

30. Cornelius Antrey, convicted September, 1883, of larceny, and sentenced to three years in the penitentiary; pardoned April 21, 1884, because of extenuating circumstances in the case, which created a doubt as to a guilty motive.

31. Rhoda Mosely, convicted March, 1884, of burglary, and sentenced to five years in the penitentiary; pardoned April 29, 1884, because the prisoner was, if guilty, only technically so, and was ignorant, with a large family utterly dependent on her labor. That is, on general grounds of mercy.

32. Lafayette Quillin, convicted December, 1882, of robbery, and sentenced to five years in the penitentiary; pardoned May 2, 1884, on the urgent recommendation of the judge and commonwealth's attorney of the county.

33. Hiram Price, convicted November, 1882, of unlawfully shooting with intent to kill, and sentenced to three years in the penitentiary; pardoned May 5, 1884, on recommendation of the judge, commonwealth's attorney, and eleven of the jurors.

34. James J. Perry, alias Buck Perry, convicted December, 1883, of attempt at rape, and sentenced to three years in the penitentiary; sentence commuted by the governor, December 17, 1883, to twelve months' imprisonment in the county jail; pardoned May 6, 1884, because of the youth of the prisoner, on the recommendation of the judge and jury, and because the evidence of the crime was altogether circumstantial, and there was no doubt thrown upon the consent of the female, and conviction was made on the question of her age.

35. Thomas Vaughn, convicted, 1884, of petit larceny, and sentenced to six months in the county jail; pardoned May 8, 1884, on recommendation of the judge and commonwealth's attorney.

36. Eddie Hagler, convicted March, 1884, of shooting at a person in a public place, and sentenced to six months in the city jail and \$100 fine; pardoned, as to the imprisonment, May 9, 1884, on recommendation of the judge and jury, and on account of mitigating circumstances.

37. James Perkins, convicted November, 1883, of illegally registering, and sentenced to twelve months in the city jail; pardoned May 27, 1884, at request of the judge, jury, and commonwealth's attorney.

38. Samuel M. Page, convicted, 1880, of contempt of court, and fined \$25; pardoned May 29, 1884, at request of the judge.

39. Thomas M. Miller, convicted, 1880, of contempt of court, and fined \$25; pardoned May 29, 1884, at request of the judge.

40. John Sanders, convicted April, 1883, of bigamy, and sentenced to three years in the penitentiary; pardoned May 29, 1884, on recommendation of the judge, commonwealth's attorney, and attorney general, on ground of absence of guilty intent.

41. Frank Giles, convicted March, 1884, of misdemeanor, and sentenced to three months in jail; pardoned May 31, 1884, at request of the judge, commonwealth's attorney, and a number of citizens.

42. David E. Gillespie, convicted February, 1883, of arson and house breaking, and

sentenced to five years in the penitentiary; pardoned June 20, 1884, at request of the judge, commonwealth's attorney, ten of the jurors, and many citizens.

43. Edward Barbour, convicted, 1884, of larceny, and sentenced to ninety days in the county jail; pardoned June 21, 1884, at request of the judge and others.

44. Joseph Jennings, convicted, 1884, of larceny, and sentenced to ninety days in the county jail; pardoned June 21, 1884, at request of the judge and a number of citizens.

45. Louisa Lawson, convicted August, 1877, of murder, and sentenced to imprisonment during life; pardoned June 21, 1884, on recommendation of the judge, commonwealth's attorney, and six of the jurors, and many leading citizens.

46. Moses Brooks, Jr., convicted April, 1884, of breaking into a butcher's stall, and sentenced to three months in the city jail; pardoned June 27, 1884, on recommendation of the judge and jury.

47. Thomas Neal, convicted February, 1884, of petty larceny, and sentenced to nine months in the city jail; pardoned June 28, 1884, on recommendation of the magistrate presiding at the trial.

48. James Lewis, convicted June, 1884, of bigamy, and sentenced to three years in the penitentiary; pardoned July 16, 1884, on the recommendation of the judge, commonwealth's attorney, and the jury, on the ground that the woman, as to whom infidelity was charged, had committed frequent acts of adultery.

49. Andrew Steidel, convicted February, 1884, of violating the oyster law, and sentenced to one year in the penitentiary; pardoned July 16, 1884, on ground of sufficiency of punishment.

50. Walter L. Ball, convicted November, 1881, of the larceny of a watch, and sentenced to seven years in the penitentiary; pardoned July 16, 1884, on recommendation of the judge, commonwealth's attorney, eleven jurors, and a large number of citizens.

51. Tom Carter, convicted October, 1882, of theft, and sentenced to four years in the penitentiary; pardoned July 16, 1884, on account of youth, doubt as to guilt, and on recommendation of commonwealth's attorney and jury.

52. John S. Clement, convicted April, 1884, of horse stealing, and sentenced to three years in the penitentiary; pardoned July 26, 1884, on account of youth and weak mind of the prisoner, and at the request of the judge, jury, commonwealth's attorney, and many citizens.

53. Fullen H. Musick, convicted May, 1876, of unlawful cutting, and sentenced to sixty days in jail and \$75 fine; pardoned, as to the imprisonment, July 26, 1884, on account of mitigating circumstances, and at the request of the commonwealth's attorney, nine of the jurors, and the assaulted party.

54. Geo. W. Shorpner, alias Moses McCulloch, convicted March, 1871, of highway robbery, and sentenced to seven years in the penitentiary; pardoned July 30, 1884, on the ground of excessive punishment.

55. Adam Wynn, convicted May, 1884, of misdemeanor, and sentenced to six months

in the county jail ; pardoned July 30th, 1884, at the request of the judge and commonwealth's attorney.

56. William Ames, convicted June, 1882, of bigamy, and sentenced to three years in the penitentiary ; pardoned July 30, 1884, on account of extenuating circumstances and substantial reasons for believing that the prisoner was entirely innocent of criminal motive.

57. Michael Leary, convicted May, 1884, of unlawful assault, and sentenced to three months in the city jail and \$25 fine ; pardoned, as to the imprisonment, July 31, 1884, on account of mitigating circumstances, and at the request of the assaulted party and the commonwealth's attorney.

58. N. K. Spivey, convicted January, 1884, of felony, and sentenced to a term in the penitentiary ; pardoned August 21, 1884, because of doubt as to the moral guilt of the prisoner, and his long confinement in jail during the progress of three trials.

59. Wm. H. Robinson, convicted September, 1880, of malicious shooting and burning, and sentenced to seven years and six months in the penitentiary ; pardoned August 22, 1884, at request of the judge and a large majority of the jury.

60. Charles Corner, convicted April, 1882, of felony, and sentenced to three years in the penitentiary ; pardoned August 27, 1884, on the recommendation of the judge, jury, and commonwealth's attorney, on account of the youth of the prisoner.

61. John Littrell, convicted, about eight years ago, of murder in second degree, and sentenced to fifteen years in the penitentiary ; pardoned August 28, 1884, on account of severe provocation, amounting practically to self-defence.

62. John White, convicted April, 1881, of robbery, and sentenced to eight years in the penitentiary ; pardoned August 28, 1884, on recommendation of the judge, commonwealth's attorney, and six of the jurors.

63. Miles Riddick, convicted November, 1876, of murder in first degree, and sentenced to be hung ; commuted by Governor Kemper to imprisonment for life in the penitentiary ; pardoned September 2, 1884, because the killing was committed in an affray, and did not constitute murder in the first degree.

64. Michael Quigley, convicted June, 1884, of attempt to kill, and sentenced to two years in the penitentiary ; pardoned September 3, 1884, because of insufficiency of the evidence to support the verdict.

65. C. T. Cluverius, alias Allen H. Grayson, convicted September, 1883, of forgery, and sentenced to two years in the penitentiary ; commuted by the governor October 10, 1883, to two years in the city jail ; pardoned September 16, 1884, at request of the commonwealth's attorney, on account of good behavior of the prisoner during confinement, he having prevented the escape of other prisoners in the jail.

66. Efford Woodson, convicted August, 1884, of stealing eight dollars, and sentenced to four months in the city jail ; pardoned September 2, 1884, on account of youth of the prisoner.

67. Frances Washington, convicted August, 1884, of petit larceny, and sentenced to

six months in the county jail; pardoned September 27, 1884, on certificate of the surgeon of the county jail that her condition is such that further imprisonment may endanger her life.

68. William Stuart, convicted September, 1883, of house breaking, and sentenced to two years in the penitentiary; pardoned on account of youth of the prisoner and on recommendation of the judge and commonwealth's attorney.

69. Rush Kirk, convicted April, 1873, of house breaking, and sentenced to two years in the penitentiary; pardoned October 7, 1884, on recommendation of nine of the jurors and many citizens, and on the certificate of the principal in the robbery, that Kirk was in no way connected with it.

70. Washington Miller, convicted September, 1884, of stealing tobacco, and sentenced to thirty days in the city jail, with labor; pardoned October 14, 1884, on ground of sufficiency of punishment and previous good character of accused.

71. John Davis, convicted August, 1878, of felonious assault with intent to commit rape, and sentenced to eighteen years in the penitentiary; pardoned October 18, 1884, at request of the superintendent of the penitentiary, on account of the meritorious conduct of the prisoner, he having, with the assistance of another convict, gone to the relief of one of the foremen at the penitentiary when he was assaulted by a convict, May 5, 1883.

72. Mary Jane Taliaferro, convicted June, 1881, of murder in second degree, and sentenced to eighteen years in the penitentiary; pardoned November 12, 1884, on the ground of sufficiency of punishment.

73. Jinny Miller, convicted May, 1878, of assault and battery, and sentenced to eight years in the penitentiary; pardoned November 13, 1884, because, in the opinion of the governor, the evidence does not sustain the verdict.

74. Edward Godfrey, convicted, 1883, of shop burning, and sentenced to two years in the penitentiary; pardoned November 17, 1884, on the grounds of youth of the prisoner and sufficiency of the punishment.

75. Rebecca Banks, convicted December, 1883, of forgery, and sentenced to two years in the penitentiary; pardoned November 22, 1884, on recommendation of the judge, commonwealth's attorney, and many citizens.

76. William Thomas, convicted July and September, 1884, of two cases of petit larceny, and sentenced to six months in the city jail, with labor, in each case; pardoned November 26, 1884, on recommendation of the judge.

77. Junius Smith, convicted January, 1883, of felony, and sentenced to three years in the penitentiary; pardoned November 26, 1884, on the ground of sufficiency of punishment and at the general request of the community.

78. Wm. Lally, convicted September, 1884, of violating revenue laws, and sentenced to one minute in jail; pardoned November 27, 1884, at request of the commonwealth's attorney, the offence being purely technical.

79. James H. Dills, convicted — of horse stealing, and sentenced to eleven years

in the penitentiary, with five years additional for second conviction; pardoned December 1, 1884, at request of the commonwealth's attorney, on ground of excessive punishment.

80. Jno. W. H. Parker, convicted May, 1884, of assault and battery, and sentenced to nine minutes in the county jail; pardoned December 1, 1884, on recommendation of the judge and commonwealth's attorney.

81. William Lee, convicted October, 1884, of misdemeanor, and sentenced to ninety days in the city jail; pardoned December 11, 1884, on ground of excessive punishment.

82. Warner Carlton, convicted July, 1884, of felonious shooting, and sentenced to two years in the penitentiary; commuted July 30 to twelve months in the city jail; pardoned December 11, 1884, on the ground of sufficiency of the punishment, under all the circumstances surrounding the case.

83. Margaret Davis, convicted December, 1884, of misdemeanor, and sentenced to three months in the city jail of Staunton and \$100 fine; pardoned, as to imprisonment, January 3, 1885, on surgeon's certificate that the prisoner was in ill health, and that her life would be endangered by further imprisonment.

84. Peter Welden, convicted November, 1884, of attempting to vote twice, and sentenced to twelve months in the city jail; pardoned January 5, 1885, because of belief in the innocence of the prisoner of any intent to violate the law.

85. James Norton, convicted November, 1884, of attempted larceny, and sentenced to six months in jail; pardoned January 21, 1885, on the ground of insufficiency of the evidence to establish the guilt of the prisoner.

86. Alice Blakey, convicted December, 1877, of murder in the second degree, and sentenced to nine years and six months in the penitentiary; pardoned January 26, 1885, at the earnest request of the commonwealth's attorney, on the ground of sufficiency of punishment.

87. Celia Jones, convicted October, 1884, of assault and battery, and sentenced to six months in the county jail; pardoned January 26, 1885, on the ground of sufficiency of punishment.

88. Margaret Spears, convicted January, 1876, of infanticide, and sentenced to twelve years in the penitentiary; pardoned January 26, 1885, at the earnest request of the commonwealth's attorney, on the ground of sufficiency of punishment.

89. Willis Green, convicted September, 1884, of assault and battery, and sentenced to eleven months in the county jail; pardoned March 12, 1885, on application of the judge, commonwealth's attorney, and jury.

90. Nellie Diggs, convicted September, 1884, of keeping a house of ill-fame, and sentenced to seven months in the city jail; pardoned March 12, 1885, on account of insufficiency of the evidence to establish the guilt of the prisoner.

91. William Miles, convicted July, 1884, of malicious assault, and sentenced to one year in the penitentiary; pardoned March 18, 1885, on the ground of sufficiency of the punishment.

92. William Johnson, convicted June, 1878, of horse stealing, and sentenced to fifteen years in the penitentiary; pardoned March 21, 1885, on recommendation of the judge presiding at the trial, and on the ground of excessive punishment.

93. James Coates, convicted, 1882, of rape, and sentenced to eighteen years in the penitentiary; pardoned March 26, 1885, on certificate of the judge and commonwealth's attorney that new evidence had been adduced, and they believe the party to be innocent.

94. Charles Herold, convicted May, 1884, of grand larceny, and sentenced to one year in the penitentiary; pardoned April 3, 1885, on recommendation of the judge and commonwealth's attorney.

95. Joshua Cheshire, convicted September, 1884, of winning a watch by fraud, and sentenced to one year in jail and \$250 fine; pardoned, so far as imprisonment is concerned, April 14, 1884, on certificate of surgeon that further confinement would result in permanent injury to the prisoner's health, and at the request of the judge and commonwealth's attorney.

96. Perry Combs, convicted July, 1883, of malicious assault, and sentenced to one year in the penitentiary; pardoned April 15, 1885, on request of the county judge, on ground of good conduct and sufficiency of punishment.

97. Lucy Pryor, convicted November, 1877, of murder in second degree, and sentenced to twelve years in the penitentiary; pardoned May 8, 1885, on ground of ignorance, youth of the convict, and sufficiency of punishment.

98. Walter Johnson, convicted November, 1880, of house breaking, and sentenced to ten years in the penitentiary; pardoned May 9, 1885, on the ground of sufficiency of the punishment for the offence committed.

99. Geo. W. Wood, convicted April, 1880, of murder in second degree, and sentenced to eighteen years in the penitentiary; pardoned May 11, 1885, on recommendation of many citizens, on the ground of sufficiency of the punishment.

100. Jonathan B. Hague, Jr., convicted February, 1885, of felony, and sentenced to one year in the penitentiary; pardoned June 2, 1885, at request of the judge and commonwealth's attorney.

101. Silas Hagerman, convicted April, 1877, of murder, and sentenced to eighteen years in the penitentiary; pardoned June 3, 1885, on ground of sufficiency of punishment, and at request of the judge and ten of the jurors.

102. Edward Taylor, convicted December, 1883, of grand larceny, and sentenced to two years in the penitentiary; pardoned June 8, 1885, on the urgent recommendation of the judge.

103. William Hill, convicted March, 1885, of bigamy, and sentenced to four years in the penitentiary; pardoned June 27, 1885, on recommendation of the judge and commonwealth's attorney, and on the certificate of two reliable physicians that the prisoner is an epileptic, of unsound mind, and that his life would be endangered by further confinement.

104. Lewis Wright, convicted September, 1883, of grand larceny, and sentenced to four years in the penitentiary; pardoned June 27, 1885, at the request of the judge, jury, and commonwealth's attorney, on the ground of sufficiency of punishment.

105. Charles Sampson, convicted January, 1885, of forgery, and sentenced to six months in the county jail; pardoned June 30, 1885, on the request of the commonwealth's attorney, for good conduct and preventing the escape of prisoners.

106. Paul Morani, convicted December, 1884, of rape, and sentenced to twenty years in the penitentiary; pardoned July 6, 1885, on recommendation of six of the jurors and many citizens, on the assurance of his fellow-countrymen that, if pardoned, they would send him back to Italy--the governor believing that, under all circumstances of the case, the punishment already inflicted is sufficient.

107. William H. Bryant, convicted June, 1885, of voluntary manslaughter, and sentenced to one year in the penitentiary; pardoned July 6, 1885, on account of youth of the prisoner, doubt as to his intention to inflict a mortal or serious wound, and at the urgent request of the judge and jury.

108. George Adams, convicted November, 1884, of an attempt to influence a voter by threats, and sentenced to one month's imprisonment in the county jail and \$100 fine; pardoned, as to imprisonment, July 7, 1885, on recommendation of the judge, commonwealth's attorney, and jury.

109. Woody Ruffin, convicted February, 1872, of murder in the first degree, and sentenced to be hung; commuted by Governor Walker to imprisonment for life; pardoned July 27, 1885, on recommendation of the judge presiding at the trial, on the ground of sufficiency of the punishment.

110. William H. Price, convicted July, 1885, of felony, and sentenced to one year in the penitentiary; pardoned July 28, 1885, in consideration of the youth of the prisoner (he being a mere child), and at the request of the judge, commonwealth's attorney, and jury.

111. Samuel Hairston, convicted June, 1885, of grand larceny, and sentenced to two years in the penitentiary; pardoned July 29, 1885, at request of the judge and commonwealth's attorney, on the ground of newly-found evidence.

112. Edward Lively, convicted May, 1885, of petit larceny, and sentenced to six months in the city jail; pardoned August 1, 1885, on certificate of a reliable physician that further confinement would be seriously detrimental to the prisoner's health, he being afflicted with spinal disease.

113. Harriet Tucker, convicted May, 1885, of assault and battery, sentenced to six months in the city jail and \$25 fine; pardoned August 1, 1885, as to imprisonment (the pardon to take effect on payment of the fine), on physician's certificate that the prisoner was in bad health, and that she was rapidly failing under imprisonment.

114. Joseph Wilson, convicted April, 1885, of petit larceny, and sentenced to six months in the county jail; pardoned August 4, 1885, on the ground of excessive punishment.

115. James M. Gray, convicted September, 1884, of forgery, and sentenced to two years in the penitentiary; pardoned August 20, 1885, at request of the judge, commonwealth's attorney, nine of the jurors, and the prosecuting party, on the ground of sufficiency of the punishment.

116. Eugene Brown, convicted June, 1885, of forgery, and sentenced to two years in the penitentiary; pardoned August 21, 1885, on recommendation of the commonwealth's attorney and jury, because of previous good conduct.

117. Charles C. Spurr, convicted July, 1885, of gambling, and sentenced to two months in jail and \$100 fine; pardoned August 22, 1885, as to imprisonment, on ground of sufficiency of the punishment.

118. Abbott Armstrong, convicted March, 1885, of petit larceny, and sentenced to eight days in the county jail, and sentence suspended; pardoned August 22, 1885, on physician's certificate that the prisoner was in ill health, and that his life would be endangered by confinement.

119. George Gill, convicted May, 1882, of assault, and sentenced to four years in the penitentiary; pardoned August 29, 1885, at request of the judge and commonwealth's attorney, on the ground of sufficiency of the punishment.

120. Jesse E. Mitchell, convicted, 1881, of defamation of character, and sentenced to five years in the penitentiary; pardoned August 31, 1885, on the ground of excessive punishment.

121. Ross Cook, convicted April, 1885, of felony, and sentenced to one year in the penitentiary; pardoned September 5, 1885, on the recommendation of many citizens, on account of mitigating circumstances.

122. Samuel C. Miller, convicted June, 1885, of unlawful assault, and sentenced to six months in the city jail; pardoned September 8, 1885, on request of the judge, jury, and many citizens, and on the ground of sufficiency of punishment.

123. H. C. Watts, convicted January, 1879, of horse stealing, and sentenced to eight years in the penitentiary; pardoned September 19, 1885, on the certificate of the surgeon of the penitentiary that continued confinement would be detrimental to the prisoner's health.

124. Charles W. Corvin, convicted January, 1885, of felony, and sentenced to eighteen months in the penitentiary; pardoned September 19, 1885, on the ground of sufficiency of punishment and on the recommendation of the attorney-general.

125. William Henry Douglas, convicted August, 1877, of horse stealing, and sentenced to fifteen years in the penitentiary; pardoned September 21, 1885, on the ground of sufficiency of punishment.

126. Charles Fireland, convicted May, 1885, of petit larceny, and sentenced to twelve months in the city jail; pardoned September 21, 1885, because of insufficient evidence and doubt as to jurisdiction.

127. Junie Beatty, convicted January, 1871, of murder in the second degree, sen-

tenced to seven years in the penitentiary, served out her term, and was discharged; convicted — of malicious cutting, and sentenced to four years in the penitentiary for the crime, and five years added for second conviction and one year for an attempt to escape; pardoned September 23, 1885, on the ground of excessive punishment.

128. William E. King, convicted August, 1885, of disturbing divine worship, and sentenced to sixty days in jail and \$25 fine; pardoned, as to the imprisonment, September 24, 1885, on the ground of excessive punishment.

129. Frank H. Jones, convicted August, 1885, of disturbing divine worship, and sentenced to sixty days in the city jail and \$25 fine; pardoned, as to the imprisonment, September 24, 1885, on the ground of excessive punishment.

130. Dock Williams, convicted September, 1885, of petit larceny, and sentenced to six months in the city jail; pardoned September 12, 1885, on recommendation of the judge, commonwealth's attorney, and jury.

131. William Henry Jones, convicted September, 1885, of petit larceny, and sentenced to six months in the county jail; pardoned October 6, 1885, at request of the judge and eleven of the jurors, on account of the youth and previous good character of the prisoner.

132. Cary Brown, convicted September, 1885, of petit larceny, and sentenced to six months in the county jail; pardoned October 6, 1885, on account of the youth and previous good character of the prisoner, at the request of the judge and eleven of the jurors.

133. James Settle, convicted September, 1880, of two cases of felony, and sentenced to five years in one case and two years and six months in the other, in the penitentiary; pardoned October 6, 1885, on the grounds of sufficiency of punishment and good behavior, and at request of the judge, commonwealth's attorney, and jury.

134. Lee Faudree, convicted May, 1882, of house breaking, and sentenced to six years in the penitentiary; pardoned October 7, 1885, on recommendation of the judge and commonwealth's attorney, and on account of the youth of the prisoner at the time of conviction and his good behavior during imprisonment.

135. William S. Kellam, convicted May, 1885, of unlawful assault, and sentenced to six months in the county jail, and \$500 fine; pardoned, as to imprisonment, October 8, 1885, on the certificate of a reliable physician that further confinement would endanger the life of the prisoner (he being seventy years of age), and on the recommendation of the judge presiding at the trial, the commonwealth's attorney, and many citizens.

136. Rufus Fisher, convicted October, 1874, of murder, and sentenced to fifteen years in the penitentiary; pardoned October 9, 1885, on the grounds of doubt as to guilt and sufficiency of punishment.

137. Edward Riddick, convicted November, 1883, of forgery, and sentenced to three years in the penitentiary; pardoned October 9, 1885, on recommendation of the judge, commonwealth's attorney, and jury, on account of mitigating circumstances.

138. Charles Morgan, convicted September, 1885, of petit larceny, and sentenced to

two months in the city jail; pardoned October 12, 1885, on recommendation of the police justice presiding at the trial, on the ground of sufficiency of punishment.

139. J. D. Lynch, convicted January, 1883, of burglary and larceny, and sentenced to five years in the penitentiary; pardoned October 25, 1885, on the certificate of the surgeon of the penitentiary that further imprisonment would endanger the prisoner's life.

140. James Cavanaugh, convicted, 1880, of being accessory to house breaking, and accessory to house breaking and stealing, and sentenced to seven years in the penitentiary; pardoned October 29, 1885, at request of the commonwealth's attorney, nine of the jurors, and many citizens, on the ground of sufficiency of punishment.

141. J. C. Williams, convicted July, 1885, of embezzlement, and sentenced to one year in the penitentiary; pardoned November 2, 1885, on account of the previous good character of the prisoner, his offence being technical.

142. Isaac Jones, convicted April, 1883, of murder in the second degree, and sentenced to six years in the penitentiary; pardoned November 2, 1885, believing, after comparing the characters of the prisoner and the deceased, it was a case of self-defence.

143. John B. Riddick, convicted July, 1885, of unlawful shooting, and sentenced to six months in the county jail and \$100 fine; pardoned, as to the imprisonment, November 21, 1885, on recommendation of the judge, commonwealth's attorney, and jury, on account of mitigating circumstances.

144. Ida Wilkinson, alias Mariah Frances Holmes, convicted October, 1885, of bigamy, and sentenced to three years in the penitentiary; pardoned November 27, 1885, at request of the judge and commonwealth's attorney, on account of mitigating circumstances.

145. William J. Faherty, convicted June, 1876, of murder in the second degree, and sentenced to eighteen years in the penitentiary; pardoned December 11, 1885, on the ground that nine years' imprisonment is sufficient punishment, under the circumstances, and on account of the prisoner's good record in the penitentiary.

146. Lewis Jenkins, convicted September, 1885, of highway robbery, and sentenced to five years in the penitentiary; pardoned December 12, 1885, on recommendation of the judge, commonwealth's attorney, and five of the jurors, on the ground of sufficiency of the punishment.

147. James M. Childress, convicted May, 1882, of robbery, and sentenced to nine years in the penitentiary; pardoned December 14, 1885, on recommendation of the judge, commonwealth's attorney, and ten of the jurors, on the ground of sufficiency of the punishment.

COMMUTATIONS.

1. C. T. Cluverius, convicted September, 1883, of forgery, and sentenced to two years in the penitentiary; commuted October 10, 1883, to two years in the city jail, upon the recommendation of the judge, jury, and commonwealth's attorney, on account of strong mitigating circumstances.

2. Ozine W. Batten, convicted June, 1875, of murder, and sentenced to eighteen years in the penitentiary; commuted January 15, 1884, to eight years, six months, and twenty-two days' imprisonment in the penitentiary, on petition of nine of the jurors and many citizens, on account of mitigating circumstances—principally, that he was an accessory after the fact, and acted under duress in concealing the crime.

3. William Jenkins, convicted March, 1884, of felonious assault, and sentenced to six months in the county jail and fined \$100; commuted, as to the imprisonment, June 13, 1884, to three months' imprisonment in the county jail, at request of the judge, commonwealth's attorney, and many citizens.

4. William Henry Ware, convicted July, 1884, of voluntary manslaughter, and sentenced to one year in the penitentiary; commuted July 31, 1884, to one month and twelve days in the county jail, because of insufficiency of the testimony to show felonious intent.

5. Warner Carlton, convicted July, 1884, of felony, and sentenced to two years in the penitentiary; commuted July 30, 1884, to twelve months in the city jail, on the certificate of the judge, commonwealth's attorney, and jury, setting forth excessive punishment.

6. Robert Suiter, convicted September, 1884, of arson, and sentenced to be hung; respited October 21, 1884, for thirty days; respited November 21, 1884, to Friday, December 19, 1884; commuted December 13, 1884, to imprisonment for life, because the evidence was purely circumstantial, and I would not take the responsibility of hanging so long as any doubt existed.

7. Step Scott, convicted January, 1885, of forgery, and sentenced to eighteen years in the penitentiary; commuted January 27, 1885, to two years in the penitentiary, on the statement of the judge who tried the case, on the ground of excessive punishment.

8. George Taylor, Jr., convicted October, 1884, of felony, and sentenced to five years in the penitentiary; commuted February 2, 1885, to eight months in the county jail, from date of original sentence, on account of youth of the prisoner.

9. John Doherty, convicted January, 1885, of resisting a policeman, and sentenced to nine months in the city jail; commuted February 27, 1885, to sixty days in jail, from January 8, 1885, at request of the judge and commonwealth's attorney, on the ground of excessive punishment.

10. John Harrison, convicted January, 1884, of murder, and sentenced to be hung; respited December 15, 1884, until Friday, February 16, 1885; respited again for further

consideration of the case; commuted March 13, 1885, to imprisonment for life in the penitentiary, on the ground of insufficiency of the evidence to establish murder in the first degree.

11. Charles Nigar, convicted April, 1885, of petit larceny, and sentenced to six months in the county jail; commuted April 9, 1885, to one month's imprisonment in the county jail, from April 1, 1885, at request of the commonwealth's attorney and many citizens, on account of mitigating circumstances.

12. Arthur Harrison, convicted January, 1885, of burglary, and sentenced to five years in the penitentiary; commuted April 22, 1885, to eighteen months in the county jail, from date of conviction, on recommendation of the judge, commonwealth's attorney, and jury.

13. William Harrison, convicted January, 1885, of burglary, and sentenced to five years in the penitentiary; commuted April 22, 1885, to eighteen months in the county jail, from date of conviction, on recommendation of the judge, commonwealth's attorney, and jury.

14. John C. Cousins, convicted April, 1885, of grand larceny, and sentenced to one year in the penitentiary; commuted May 6, 1885, to three months in the city jail of Danville, on recommendation of the jury and many citizens, on account of mitigating circumstances.

15. Mack White, convicted November, 1884, of burglary and larceny, and sentenced to five years in the penitentiary; commuted June 27, 1885, to twelve months' imprisonment in the county jail, on recommendation of the jury, on account of mitigating circumstances.

16. William T. Atkins, convicted June, 1885, of perjury, and sentenced to one year in the county jail; commuted June 30, 1885, to thirty days' imprisonment in the county jail, at the urgent request of the judge and jury, on account of previous good character.

17. J. A. Rowland, convicted August, 1884, of grand larceny, and sentenced to two years in the penitentiary; commuted July 6, 1885, to one year in the penitentiary, at request of ten of the jurors, on account of mitigating circumstances.

18. Thos. W. Carpenter, convicted September, 1885, of theft, and sentenced to one year in the penitentiary; commuted October 19, 1885, to three months' imprisonment in the jail of the city of Richmond, from date of conviction, in consideration of the fact that the prisoner "voluntarily returned and gave himself up, when he was out of the reach of the law, and made full restitution to those whom he had wronged," and at the urgent request of the commonwealth's attorney, the jury, and many of the most prominent citizens and business men of the city of Richmond.

19. Alonzo Read, convicted June, 1885, of house breaking and larceny, and sentenced to two years in the penitentiary; commuted December 14, 1885, to thirty days in the county jail, at request of the judge and commonwealth's attorney, on the ground that the conviction should have been for larceny instead of house breaking.

REPRIEVES.

1. Jonas H. Powers, convicted November, 1884, of murder in the first degree, and sentenced to be hung February 6, 1885, reprieved February 6, 1885, for thirty days, in order to give the executive time to consider the case; but, after examination, no adequate cause appearing for the granting of clemency, the sentence of the court was let take effect, and Jonas H. Powers accordingly expiated his crime on the day appointed.

The applications upon which clemency has been granted are on file in the office of the secretary of the commonwealth, and set forth in full the reasons which are here, of necessity, briefly given.

WILLIAM E. CAMERON.

37865

COMMUNICATION
FROM THE
GOVERNOR OF VIRGINIA,

INCLOSING A

LETTER FROM THE GOVERNOR OF NORTH CAROLINA RELATIVE TO
THE APPOINTMENT OF COMMISSIONERS TO MARK THE
BOUNDARY LINE BETWEEN THE STATES OF
VIRGINIA AND NORTH CAROLINA.

COMMONWEALTH OF VIRGINIA,
GOVERNOR'S OFFICE,
RICHMOND, VA., *December 29, 1885.*

To the Speaker of the House of Delegates:

SIR,—I herewith transmit to the General Assembly a letter from the governor of North Carolina in relation to the boundary line between that state and Virginia. As I have no power to act in the premises, I forward the letter for the information of the legislature, that they may take such action as is deemed expedient.

Respectfully,

WILLIAM E. CAMERON.

NORTH CAROLINA,
EXECUTIVE DEPARTMENT,
RALEIGH, *January 30, 1885.*

To His Excellency Governor Cameron:

DEAR SIR,—It has been reported to me by the representatives of the counties of Currituck, Camden, and Gates, that those parts of said counties bordering on the state of Virginia are marked by no visible lines or landmarks whereby it can be distinguished where the territory of North Carolina ends or where the territory of Virginia begins. It has further been represented to me that the absence of any defined lines is the source of great and increasing troubles between citizens and land-owners of the two states. By the laws of North Carolina the power is vested in the executive to appoint a commissioner, who, together with a similar commissioner appointed by your excellency, will have power to establish the line between the two states. This line, in my opinion, should be marked out and settled by plain and distinguishable landmarks, and if your excellency should agree with me, I trust you will appoint such a commissioner, with full powers to act in the premises.

With great respect, I am, sir,

Your obedient servant,

A. M. SCALES,
Governor of North Carolina.

By the Governor:

C. R. ARMFIELD, *Private Secretary.*

HOUSE DOC. No. V.

COMMUNICATION

FROM THE

GOVERNOR OF VIRGINIA

ENCLOSING

REPORT OF THE BOARD WHICH ADMINISTERED VIRGINIA'S
EXHIBIT AT THE NEW ORLEANS EXHIBITION.

COMMONWEALTH OF VIRGINIA,
GOVERNOR'S OFFICE,
RICHMOND, VA., December 22, 1885.

To the Speaker of the House of Delegates:

You will find enclosed a report of the board which administered Virginia's exhibit at the New Orleans Exposition.

Also is enclosed the report of the treasurer of that board, showing in detail what use was made of the money intrusted to it.

Please, after having these reports presented to your body and the same printed, transmit a copy of them to the Senate.

Yours respectfully,

WILLIAM E. CAMERON.

REPORT OF BOARD OF CONTROL OF VIRGINIA DEPARTMENT NEW ORLEANS EXPOSITION.

The original plan of the New Orleans Exposition provided that each state and territory should be represented by a commissioner, who should have charge of the exhibit of his state; should undertake the collection of material for such exhibit through agents appointed by him; should have the general supervision of the department allotted to his state at New Orleans, and direct the expenditure of the money appropriated for carrying out these objects. On the recommendation of the governor, Dr. J. M. Blanton, then commissioner of agriculture, was appointed by the president of the United States, in March, 1884, commissioner for Virginia of the New Orleans Exposition.

In July, 1885, the governor of Virginia, learning that nothing had been done towards making a collection of the products of the state, agricultural, mineral, and manufactured, and her abundant wealth of timber, and being unwilling that Virginia's place in the exposition building should be a void, called a meeting of prominent gentlemen interested in the subject to consider some plan by which Virginia could be represented in the "World's Fair." At this meeting were present Dr. Blanton, commissioner for Virginia, and General Morehead, commissioner-general of the exposition.

The result of the conference was the appointment of a "board of control," the members of which were selected from each section of the state, it being thought that by this machinery greater interest could be excited among our people in the display of our resources, more influence brought to bear upon the railroads and upon our leading manufacturers, and more done in the way of making up for the precious time lost. For there now remained only three or four months in which to do what should have taken a year at the very least. In some lines the delay had caused irreparable losses—for example, a good and complete collection of our agricultural products was now impossible for that year; all that remained was to do the "best under the circumstances."

This arrangement was concurred in by the state commissioner, who, waiving his right as appointee of the president, became one of the "board of control."

But this machinery was found cumbersome after a short trial; members from a distance could not attend the meetings, and an executive committee of three members, residing in the city of Richmond, was appointed by the board, viz: The Governor, chairman; J. B. Pace, Esq., and Randolph Harrison, commissioner of agriculture, treasurer of the board. A secretary, Col. W. W. Finney, was appointed by the board as its executive officer, to have charge of Virginia's interests under direction of the board. The secretary was sent to New Orleans in November, 1884, and remained until May 10, 1885, when it was thought best to recall him.

Under all the difficulties and delays attending the effort to fill Virginia's place at New-Orleans, her display was not discreditable. The mineral and forestry departments were fairly represented, and some of our manufacturers made a very handsome exhibit. On the whole, though overshadowed by the far more complete and costly displays of some of the states, Virginia's was by no means the worst of all.

The very valuable collection, which is the property of the state, has been brought back and placed in charge of the department of agriculture. The mineral, and some of the agricultural specimens, are classified and handsomely arranged in cases for public inspection. Unfortunately the rooms of the department are much too small to accommodate the entire collection, and so storage-room had to be rented for the present.

The report of the treasurer is hereto appended. It has been referred, with the vouchers, to Mr. Craig, and found correct, and shows a balance of \$376.95, subject to some small claims and monthly-accruing rents for the storage spoken of.

The late secretary, Col. Finney, has also made an itemized report of his expenditures in New Orleans, part of the money for which did not pass through the hands of the treasurer, as was stated in his report, but was drawn by the secretary from the management of the exposition without reference to the board. These moneys were part of the amount allotted to each state and territory out of the fund voted by Congress for the New Orleans Exposition. One thousand dollars of Virginia's part of this fund yet remains unpaid.

Col. Finney's accounts and vouchers have been examined by the expert, Mr. Craig, and found accurately kept and correct.

WILLIAM E. CAMERON,
President Board of Control.

His Excellency, Governor CAMERON,

President Board of Control Virginia Department New Orleans Exposition:

SIR:

I have the honor to submit my report, as treasurer of the board, and balance-sheets brought down to December 1, 1885.

By direction of the board the sum of \$4,000, appropriated by the state of Virginia for collecting and displaying at the New Orleans Exposition an exhibit of the varied products of the state, was placed in the Planters National bank, of Richmond, to be drawn upon by the treasurer, under direction of the board or executive committee, all checks to be countersigned by the governor. And the further sum of \$2,866.66 from the appropriation made by the Congress of the United States was deposited in the same bank, in a separate account; and the funds were checked upon just as in the other case, by checks countersigned by the governor.

As you are aware, there was another instalment of the United States appropriation which was paid directly to Col. Finney, secretary of the board, in New Orleans, by the exposition authorities, and so did not pass under control of the board or the treasurer.

As authorized by the executive committee, part of the money has been expended, as will be seen by reference to the itemized balance-sheet, in purchasing show-cases, tables, &c., and in otherwise preserving and exhibiting the collection brought back from New Orleans. Unfortunately there is not room for it in the apartments occupied by the department of agriculture, and it has been found necessary to store a portion of the collection in another part of the city, as storage could not be rented near by.

The accounts rendered show a balance in hand of \$376.95, a small balance of \$45.03 having been transferred, for convenience, from one account to the other, viz:

Balance of Virginia funds in Planters National bank,	\$331 92
Balance of United States funds,	45 03
	<hr/>
	\$376 95

This amount is subject to certain claims and monthly-accruing rents for storage.

I have the honor to be,

Your obedient servant,

RANDOLPH HARRISON,

Treasurer.

RICHMOND, December 21, 1885.

I have examined the balances shown as above, and they correspond with the balances on books of the Planters National bank.

JAS. D. CRAIG,

Accountant.

House Doc. No. 5.

RANDOLPH HARRISON, *Treasurer*, in account with

Dr.

1884.						
Nov. 19—Cash,	.	.	.	.	.	\$ 4,000 00
1885.						
Jan. 28—Cash,	29 75
Feb. 5—Cash,	13 90
May 16—Cash,	230 00

Carried forward,	\$4,273 65
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Virginia Funds of the New Orleans Exposition.

Cr.

1884.

Nov. 19—Check No. 1—To Jed Hotchkiss, assistant commissioner, for framing maps, collecting minerals and woods, . . .	\$ 750 00
20—Check No. 2—To C. R. Boyd, state commissioner historical department, . . .	450 00
20—Check No. 3—To Marshall McDonald, Virginia commissioner of fisheries, . . .	400 00
20—Check No. 4—To F. H. Imboden, for forestry collection Southwest Virginia, . . .	250 00
24—Check No. 5—To Andrew Green, for packing boxes, . . .	4 00
24—Check No. 6—To account of R. Harrison, treasurer, with board of control, being amount in that account charged C. R. Boyd, . . .	50 00
26—Check No. 7—To F. X. Ganther, for show-cases, on order of Major N. Randolph, . . .	140 00
26—Check No. 8—To W. A. S. Davis, for tables, on order of Major Randolph, . . .	32 80
Dec. 2—Check No. 9—To my order for contingent expenses, to be accounted for (R. H.), . . .	50 00
9—Check No. 10—To W. A. S. Davis, for 100 tables and drayage, on order of N. V. Randolph, . . .	241 00
11—Check No. 11—To Jed Hotchkiss, for ten geological maps, . . .	200 00
13—Check No. 12—To G. B. Stacy, for three bushels white wheat, . . .	3 75
18—Check No. 13—To T. W. Wood, seed dealer, for filling 100 samples for New Orleans Exposition, . . .	10 50
18—Check No. 14—To Whitall, Tatum & Co., for jars, &c., . . .	24 84

1885.

Jan. 2—Check No. 15—To J. H. McKenney, for bunting flags ordered by the governor, and directed to be paid from this fund, . . .	29 00
10—Check No. 16—To Mrs. Fanny P. Ficklin, for corn, packing-box, &c., furnished for exhibition, . . .	10 00
27—Check No. 17—To M. S. Quarles, cashier Planters National bank, to meet draft of Col. Finney. (This check supplements another, check No. 27, for \$261.62, the two making \$333.33, amount of draft), . . .	71 71
28—Check No. 18—To F. H. Imboden, allowance of \$2 per day, for 30 days, made by executive committee, for collecting forestry in Southwest Virginia exhibit, . . .	60 00
Feb. 6—Check No. 19—To account of Thomas Christian, approved by the governor, . . .	208 35
Apr. 21—Check No. 20—To account of J. L. Hill & Co., for printing labels, &c., ordered by Capt. Boyd, . . .	10 25
May 29—Check No. 21—To Col. J. C. Gibson, agent Southern Express company, for express charges on Guillaume's paintings to Washington, account of C. R. Boyd, . . .	10 00
June 1—Check No. 22—To E. D. Frazier, to pay for packing, &c., of goods, . . .	100 00

Carried forward, . . . \$3,106 20

Brought forward,	\$4,273 65
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\$4,273 65

Balance in hand, October 12, to credit treasurer of the board,	\$423 17
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	Brought forward,	\$3,106 20
June 13—	Check No. 23—To E. D. Frazier, to pay for packing and shipping goods from New Orleans,	100 00
18—	Check No. 24—To H. B. Taliaferro & Co., for tobacco samples for New Orleans Exposition,	25 00
19—	Check No. 25—To self, for telegrams and other small expenses,	10 00
23—	Check No. 26—To E. D. Frazier, to pay expenses of shipping, as per telegram from Capt. Frazier,	40 00
July 13—	Check No. 27—To W. J. Coleman, agent, for express charges from New Orleans,	8 50
17—	Check No. 28—To Edward Allen, for drayage on goods from depots to department rooms,	29 75
29—	Check No. 29—To E. D. Frazier, for balance due him to July 25,	186 48
Aug. 5—	Check No. 30—To Thomas Christian, for labor, drayage, and rent for July,	30 20
11—	Check No. 31—To Geo. P. Stacy, for making show-cases, and painting old ones,	117 25
13—	Check No. 32—To W. B. Hoge, for putting up tables, making tables and shelves, &c.,	20 10
28—	Check No. 33—To Walter T. Gathright, for painting tables for exhibit from New Orleans,	23 50
29—	Check No. 34—To Preston Belvin, for four cases for minerals,	125 00
Oct. 10—	Check No. 35—To Thomas Christian, for rent of storage-room for articles from New Orleans, from Aug. 1 to Oct. 1,	20 00
12—	Check No. 36—To L. Lewis, for hanging pictures in rooms of agricultural department,	8 50
	To balance,	423 17
		<u>\$4,273 65</u>
Oct. 24—	Check to self, to pay sundry freight bills and charges,	\$ 10 00
Nov. 9—	Check No. 38—To H. M. Smith & Co., samples of wood,	6 25
21—	Check No. 39—To R. Harrison, by vote of executive committee, for services as secretary,	75 00
	To balance on hand, December 1, 1885,	331 92
		<u>\$423 17</u>

Dr.

RANDOLPH HARRISON, Treasurer, in account with

1884.	
Aug. 24—To Cash,	\$ 1,333 33
Oct. 7—To Cash,	1,333 33
Nov. 25—To Cash,	50 00

\$ 2,716 66

United States Funds, New Orleans Exposition.

CR.

1884.

By Check No. 1—My own order, delivered to W. W. Finney, secretary, for salary and current expenses,	\$ 100 00
By Check No. 2—To Jed Hotchkiss, assistant United States commissioner, for collecting mineral exhibits, and labels for same,	235 00
By Check No. 3—To Peter Tinsley, agent, for collecting specimens of Virginia woods,	150 00
By Check No. 4—To Thomas Christian, agent, for trip to Louisville, &c.,	25 00
By Check No. 5—To Johns & Goolsby, for printing,	24 00
By Check No. 6—To Baughman Brothers, for stationery,	21 15
By Check No. 7—To Whitall, Tatum & Co., for museum jars,	135 70
By Check No. 8—To J. L. Hill & Co., for printing tags,	3 00
By Check No. 9—To W. W. Finney, secretary, for expenses, to be accounted for,	50 00
By Check No. 10—To J. W. Fergusson & Son, for printing circulars, &c.,	14 50
By Check No. 11—To Purcell, Ladd & Co., for alcohol for preserving specimens,	15 40
By Check No. 12—To Thomas Christian, for trip to New Orleans,	38 00
By Check No. 13—To Wm. W. Finney, secretary: \$30 to W. H. Wesson; \$10 to be accounted for,	40 00
By Check No. 14—To Wm. W. Finney, secretary, for expenses, to be ac- counted for,	50 00
By Check No. 15—To F. M. Hamlin, collecting agent, Danville,	57 80
By Check No. 16—To Wm. W. Finney, for expenses, to be accounted for,	50 00
By Check No. 17—To C. R. Boyd, state board of control, account historical department,	25 00
By Check No. 18—To Dr. J. M. Blanton, commissioner, expenses,	30 00
By Check No. 18—To Wm. W. Finney, secretary, to be accounted for,	150 00
By Check No. 19—To Whitall, Tatum & Co., for forty-three jars,	43 00
By Check No. 20—To Purcell, Ladd & Co., for alcohol,	12 15
By Check No. 21—To Wm. W. Finney, secretary, expenses to New Orleans, to be sustained by vouchers where practicable,	30 00
By Check No. 22—To Watkins, Cottrell & Co., hardware, box tools for New Orleans,	22 59
By Check No. 23—To J. L. Hill, printing circulars,	7 75
By Check No. 24—To W. W. Finney, secretary, to be accounted for,	25 00
By Check No. 25—To meet draft of Col. W. W. Finney, from New Orleans, as authorized by executive committee,	500 00
By Check No. 26—To meet draft of Col. W. W. Finney, as authorized by executive committee,	500 00
By Check No. 27—To meet draft of Col. Finney. The draft is for \$333.33. (This charge is supplemented by another on the State bank for \$71.71),	261 62
Balance,	50 00
	<u>\$ 2,715 66</u>

PETTY CASH ACCOUNT FOR SUNDRIES.

R. HARRISON, *Treasurer, in account with Virginia Funds.*

		DR.	CR.
1884.			
	To check to self,	\$ 50 00	
	To check to self,	10 00	
Nov.	25—By drayage paid, 80 cents; nails, 14 cents,		\$ 94
	22—Freight on box of corn, R. & A. R. R.,		70
Dec.	1—Drayage on bottles,		70
	2—Telegrams through Dr. Gascoyne,		1 16
	5—Freight on box from J. B. Beverly,		57
	5—Drayage on same,		25
	8—Drayage,		75
	8—Freight on box,		1 00
	11—Paid Pizzini for preserved fruits,		5 75
	13—Paid freight and drayage on two bags wheat,		50
	19—Paid H. B. Taliaferro, freight on apples,		75
	19—Paid myself, for four bushels wheat, at 90 cents, \$3.60; for two barrels corn, \$6; and for broom-corn in stalk, 6 by 14 feet long, and bags furnished, with other costs, \$3,		12 60
1885.			
Jan.	3—Paid drayage on pictures,		1 00
	6—Paid drayage and freight on corn from W. H. Benton,		55
	10—Telegram to Col. Finney, l. b.,		1 00
	11—Telegram from Col. Finney,		40
	11—Paid Purcell & Ladd,		30
	14—Express charges on box to Hotchkiss,		1 00
	15—Paid Bossieux for hauling 7 boxes,		1 50
	19—Telegram to Maj. Burke, N. O., 43, Col. Finney, 64,		1 07
Feb.	27—Express charges on Fischer's painting,		6 95
April	9—Telegram sent to Maj. Burke, New Orleans,		62
Mar.	3—(Omitted)—Apples sent by H. B. Taliaferro & Co. to exposition, paid H. B. T.,		9 00
April	22—Telegram to W. W. Finney, 30 cents; 28—telegram, 25 cents,		55
May	5—Telegram to E. D. Frazier, N. O.,		60
	5—Telegram to E. D. F. (paid by Dr. Gascoyne),		72
	30—Telegram from E. D. Frazier,		65
June	1—Telegram to E. D. F.,		72
	15—Telegram from E. D. F.,		35
	19—Telegram to E. D. Frazier,		60
	22—Telegram from E. D. Frazier,		60
July	11—Telegram to E. D. Frazier,		25
	22—Paid Ed. Allen, teamster, for hauling goods from depot,		2 00
	31—Paid J. W. Todd, for hauling,		1 25
	Carried forward,	\$60 00	\$57 35

		Dr.	Cr.
	Brought forward,	\$60 00	\$57 35
Aug.	11—Paid expressage on boxes (Prof. Campbell, of Lexington),		2 62
	13—Paid Cohen for boxing pictures,		50
	14—Paid express charges on boxes to Lexington,		1 35
Oct.	7—Paid for lid for show jar (Whitall, Tatum & Co.),		1 50
	17—For freight on box of pictures,		25
	24—J. W. Thomas, packing-box and packing-frames,		1 00
Dec.	8—Paid expressage on box of relics of Thos. Jefferson, borrowed by Capt. Boyd for exposition,		40
	21—Check to self, to balance petty cash account,	4 97	
		<u>\$64 97</u>	<u>\$64 97</u>

37853

COMMUNICATION

FROM THE

GOVERNOR OF VIRGINIA,

INCLOSING THE

REPORT OF THE BOARD ON THE CHESAPEAKE AND ITS TRIBUTARIES, WITH ACCOMPANYING PAPERS.

COMMONWEALTH OF VIRGINIA,
GOVERNOR'S OFFICE,
RICHMOND, December 31, 1885.

To the Speaker of the House of Delegates:

I herewith transmit the report of the board of the Chesapeake and its tributaries. After presentation to your body, you will please send it to the president of the Senate, with the request that it be ordered to be printed.

Respectfully, &c.,

WILLIAM E. CAMERON.

COMMONWEALTH OF VIRGINIA,
OFFICE OF THE BOARD ON THE CHESAPEAKE AND ITS TRIBUTARIES,
RICHMOND, October 1, 1885.

To the General Assembly:

By the act approved March 4, 1884, the governor, auditor of public accounts, and treasurer were appointed a board to execute the provisions of that statute for the protection of the oyster interests of the commonwealth.

Each of the officers constituting this board had many and varied duties to perform besides those attaching to a membership of the board, but the duties therein imposed were assumed with an earnest desire to make proper discharge of them, and it only remains to present to your bodies the result of their efforts.

Steps were taken to build a steamer, as the law demanded, and in November, 1884, that vessel was placed on duty. We submit herewith the cost of construction and

equipment of the steamer, and a statement of the cost of running the steamer and the auxiliary boats in execution of the law :

Actual cost of steamer,	-	-	-	-	-	-	-	\$30,585 82.
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The board also found it necessary, in pursuance to the act, to hire two (2) schooners, at the rate of \$300 each per month, to protect Virginia's interest in Pocomoke and Tangier sounds. The aggregate cost of the service has been, up to 1st October, 1885, \$12,861.31, and we consider this an economical expenditure for the duties performed and the advantages gained.

It is not the part of this board to discuss the policy of the commonwealth as to the oyster interest, but only to inform the General Assembly as to what has been accomplished. The board feels free to say that, with the means at its command, the waters of the Chesapeake and tributaries have been protected as never before, and while it may be a secondary consideration to the attainment of that great object, the following statement is made from the books of the auditor, of the receipts into the treasury from this source, beginning at 1878-'79 up to the present day :

RECEIPTS.

1878-'79,	-	-	-	-	-	-	-	-	\$ 541 86
1879-'80,	-	-	-	-	-	-	-	-	293 29
1880-'81,	-	-	-	-	-	-	-	-	642 53
1881-'82,	-	-	-	-	-	-	-	-	1,249 62
1882-'83,	-	-	-	-	-	-	-	-	1,249 62
1883-'84,	-	-	-	-	-	-	-	-	919 98
1884-'85,	-	-	-	-	-	-	-	-	26,476 93

and there is still due the commonwealth from this source, for the fiscal year 1884-'85, the sum of \$528.76, making a total revenue of \$26,967.55 for that year.

This shows that, under the present system, criticized as it has been, the oyster-beds have been protected, stealage has been prevented, individual industry has been satisfied, and the income to the state has been immeasurably increased.

The details of this department of the government can be ascertained by application to the secretary of the board, in the office of the auditor of public accounts.

It is believed that the officers and men on the vessels employed to carry out the statute of March 4, 1884, have met, with fidelity and capacity, every demand made upon them.

As to the personnel of the fleet, the present board has no right to make any recommendations ; it can only express satisfaction with the duty performed.

The report made by the captain of the steamer is herewith transmitted.

WILLIAM E. CAMERON,

President of the Board on the Chesapeake and its Tributaries.

REPORT OF STEAMER CHESAPEAKE FOR THE YEAR ENDING DECEMBER 15, 1885.

During the past year I have travelled over twenty-five thousand miles of territory, and have repeatedly visited all the bays, rivers, and creeks of our waters, as far as oysters grow. During the time I have captured fourteen dredge schooners for violation of the oyster law. I have boarded and taken charge of thirty-six schooners and nine sloops for violation of the 39th section of the oyster law, passed March 4, 1884, and two bug-eyes for illegal scraping. I have overhauled about two thousand canoes, and caused hundreds of others to leave the oyster-beds in haste and take to the woods—they not daring to return until they had procured their licenses. In my intercourse with the tongmen and inspectors on both sides of the bay, they (the tongmen) expressed themselves as well pleased with the protection afforded them during the past year.

In Tangier and Pocomoke sounds the oyster-beds of the two states join, and it requires the continual presence of the police boats on the line. I make it a rule to visit that section once in every two weeks, and have always found Captains Corbin and Gaskins at their posts of duty, and I have every reason to believe that they have been untiring in their efforts to protect our citizens from the depredations of the Maryland pirates.

The Chesapeake is now in good order and condition, well manned, and equipped with all the appliances necessary to prosecute the business in which she is engaged, and to afford all necessary protection to our citizens. In my present condition I am prepared to tackle on to anything that floats in the Chesapeake bay, other than a man of war. When the oyster season is over, I would recommend that the house on deck be extended twenty feet further aft, and that the pilot house be raised higher, so as to enable us to manage the boat with greater safety. It will be necessary to overhaul the wheel and replace with metal the iron attached thereto, as it affects the compass.

SETH FOSTER,
Captain-in-chief.

37849

HOUSE DOC. No. VII.

COMMUNICATION
FROM THE
GOVERNOR OF VIRGINIA

RELATIVE TO

AN APPROPRIATION BY THE GENERAL ASSEMBLY FOR THE PAY OF
COUNSEL FOR THE STATE IN CERTAIN CASES IN THE
STATE AND UNITED STATES COURTS.

COMMONWEALTH OF VIRGINIA,
GOVERNOR'S OFFICE,
RICHMOND, *December 31, 1885.*

To the General Assembly:

I beg leave to call the attention of the General Assembly to the following history of the case of Messrs. Branch & Co. vs. The Commissioners of the Sinking Fund, lately argued in the court of appeals by Judge E. C. Burks. As it will appear that Judge Burks agreed to look to the legislature for compensation, the amounts asked to be paid him is left in blank.

About the 1st of February, 1885, the counsel of Messrs. Branch & Co., of Richmond city, demanded of the second auditor and of the commissioners of the sinking fund that they should fund two state bonds: One for \$500—a Virginia coupon bond, No. 4861, issued under act of March 2, 1866; the other for \$1,000—a Virginia coupon bond, No. 7742, issued under act of March 29, 1851, for \$1,000, with coupons attached, running from January, 1880.

More than twelve months previous these bonds had been offered for funding by the same parties to Mr. D. R. Reveley, at that time treasurer of the commonwealth, who ascertained that they had been already funded and turned into the treasury, and refused to fund them again. Admitting that they had been thus funded, Messrs. Branch & Co. claimed to be entitled to their demand as *bona fide* holders for a valuable consideration.

After a re-examination of the question, the board of sinking fund commissioners adhered to the previous action of Mr. Reveley. Thereupon the counsel submitted a written statement of their claim, and the grounds upon which they based it.

The board of sinking fund commissioners still refusing the application, a mandamus was sued out against them. The board at once stated the matter to me, and I agreed with them, and with the concurrence of the attorney-general, who had already expressed an opinion adverse to the state, I employed Judge Burks to take the case, he agreeing to look to the legislature for his compensation. Upon argument the court of appeals de-

cided unanimously in favor of the state. The sum thus saved in these two cases amounts, as I learn from a computation in the auditor's office, to \$859.50.

But this statement does not by any means represent the value of the decision. The establishment of the principle upon which it was given has probably saved the state a good many thousands in keeping off other bonds that have been funded and afterwards stolen. It is hoped that a proper fee will be allowed.

I also recommend that L. T. W. Marye be allowed a fee of \$300, for legal services rendered in the circuit court of the city of Richmond in connection with coupon suits against the state.

A claim will also be submitted to you for legal services rendered the state by Judge Waller R. Staples, Attorney-General Garland, and the late R. T. Merrick, Jr., for which your favorable consideration is asked. The importance of the issues involved justified, in my opinion, the employment of additional counsel to represent the commonwealth before the supreme court of the United States.

WILLIAM E. CAMERON.

37812

COMMUNICATION
FROM THE
BOARD OF PUBLIC WORKS

IN RELATION TO THE
SALE OF THE STATE'S PROPERTY, &c., &c.

To the Honorable, the Speaker of the House of Delegates :

At a meeting of the board of public works for the commonwealth of Virginia, held at the capitol, in the city of Richmond, Saturday, February 2, 1884:

Present—Honorable William E. Cameron, governor; Morton Marye, auditor public accounts; Isaac R. Barksdale, treasurer.

On motion, William R. Smith was appointed secretary of the board.

The secretary submitted a statement that the Richmond, Fredericksburg and Potomac railroad company had reported and paid into the treasury of the commonwealth thirty thousand four hundred and seven dollars, dividends on the shares of stock held by the state in said railroad company.

Resolution passed that the president of the board call attention of the General Assembly to the bonds in possession of the board, in the safe of the treasurer, referred to in the report of the board made to the legislature at its present session, and ask what disposition shall be made of said bonds.

It being represented to the board that T. P. Pendleton, superintendent of the Berryville and Charlestown turnpike company, had removed from the state, inquiry was ordered to be made to ascertain the truth, in order to a new appointment.

At a meeting of the board at the capitol on Tuesday, March 18, 1884:

Present—All the members.

The board proceeded to appoint proxies on behalf of the state in the Chesapeake and Ohio railroad company.

The following persons were appointed, to-wit: William A. Burke, of Augusta county; John B. Moon, of Albemarle county; Isaac H. Carrington, of Richmond city.

At a meeting of the board held on Friday, March 21, 1884:

Present—All the members.

The board proceeded to elect a board of visitors to the deaf, dumb, and blind institute.

At the same time, to appoint a board of directors for the Central lunatic asylum.

At a meeting of the board, held on Saturday, March 22, 1884:

Present—All the members.

The board proceeded to appoint a board of directors for the Eastern lunatic asylum.

At the same time and place, a board of directors for the Western lunatic asylum was appointed.

At a meeting of the board at the capitol on Friday, April 11, 1884:

Present—All the members.

Pursuant to the act approved March 15, 1884, the board proceeded to appoint associate counsel to assist the commonwealth's attorney in the proper defence of and appeals from decisions rendered in cases relating to coupons. Whereupon the auditor proposed Mr. Wyndham R. Meredith, of Richmond city; who was duly appointed.

At a meeting of the board held on Thursday, May 1, 1884:

Present—All the members.

The board proceeded to appoint a proxy for the state in the Alexandria canal company.

Mr. Geo. A. Mushback, of Alexandria, received a majority of votes, and was elected.

The proxy so appointed was instructed to cast no vote and join in no action which shall commit the state of Virginia against being a party to any suit which may hereafter be brought to test the validity of the contract under which the present lessees hold and operate the property of the Alexandria canal company.

This resolution, failing to receive a majority of votes, was lost.

It was ordered that a notice of the meeting of the board of commissioners of the Southwestern lunatic asylum be published in one newspaper in each of the counties west of New river.

At a meeting of the board held Tuesday, May 27, 1884:

Present—All the members.

The secretary was ordered to turn over to the commissioners of the sinking fund all bonds of the commonwealth, with all coupons attached, and all certificates of indebtedness of the commonwealth now held by the board, received in settlement of indebtedness to the commonwealth from the Richmond and Danville railroad company and the Upper Appomattox company, and take a receipt therefor, pursuant to act approved March 18, 1884.

The cost of advertising the meeting of the board of commissioners of the Southwestern lunatic asylum, amounting to three hundred and sixty-one dollars, was ordered to be paid.

At a meeting of the board of public works held at the capitol on Tuesday, July 15, 1884:

Present—All the members.

The board proceeded to the election of a board of directors for the Valley turnpike company.

After this, the board proceeded to elect proxies on behalf of the state in the same.

It was further resolved that the president and secretary of the board be and they are hereby directed to transfer to the commissioners of the sinking fund the stock owned by the commonwealth in and the entire claim of the commonwealth against the Richmond, Fredericksburg and Potomac railroad company, including obligations or dues on account of unpaid dividends, and the entire right, title, and interest of the commonwealth

in said company; said transfer having been directed by an act of the General Assembly approved February 12, 1884.

At a meeting of the board held at the capitol on Friday, July 18, 1884:

Present—The treasurer and the auditor of public accounts.

An account for the board and travelling expenses of the board of commissioners for selecting a site for the Southwestern lunatic asylum, amounting to \$53.53, was ordered to be paid.

At a meeting of the board held at the governor's mansion October 24, 1884:

Present—All the members.

An offer was received for the purchase of the state's interest in the Winchester and Welltown turapike company at the sum of five hundred dollars. This offer, after consultation with parties deemed reliable, residing in that part of the state, the board resolved to accept, and ordered to be covered into the treasury.

At a meeting of the board held at the capitol on Saturday, the 6th day of December, 1884:

Present—Morton Marye, auditor public accounts, and I. R. Barksdale, treasurer.

R. Colston was elected secretary of board of public works, to succeed W. R. Smith, removed.

At a meeting of the board held at the capitol on the 28th day of November, 1884:

Present—Morton Marye, auditor public accounts, and I. R. Barksdale, treasurer.

The board, pursuant to an act of the General Assembly in force November, 1884, proceeded to elect a board of visitors for the Virginia Military Institute.

At a meeting of the board held at the capitol on Tuesday, the 9th of December, 1884:

Present—Morton Marye, auditor public accounts, and I. R. Barksdale, treasurer.

An account of W. S. Wood, for services as guard of the public warehouse, amounting to \$295, allowed him by joint resolution of the Virginia legislature, was ordered to be paid.

At a meeting of the board held at the capitol on Thursday, December 18, 1884:

Present—Morton Marye, auditor public accounts, and I. R. Barksdale, treasurer.

The board proceeded to appoint proxies to represent the interests of the state in the Richmond, Fredericksburg and Potomac railroad company.

At a meeting of the board held at the capitol January 12, 1885:

Present—I. R. Barksdale, treasurer, and Morton Marye, auditor public accounts.

The board, pursuant to the act of General Assembly of March 10, 1884, having this day effected a sale at auction of the real estate therein mentioned, and having received from the various purchasers ten per centum of the purchase money, amounting to \$8,357.50, have ordered the same to be deposited in the Merchants National Bank of Richmond, to await confirmation by the court.

At a meeting of the board held at the governor's mansion on Tuesday, January 20, 1885:

Present—All the members.

The sale of the state's property on January 12, 1885, being the subject for consideration, it was resolved to recommend to the court as follows:

That the sale of the armory property be not confirmed; that the sale of public warehouse, of the penitentiary spring lot, of the rope-walk, and of the public warehouse in the town of Buchanan be confirmed.

The secretary was allowed the sum of ten dollars for the purchase of stationery for use of the board.

At a meeting of the board held in the capitol January 17, 1885:

Present—All the members.

The board proceeded to the consideration of the reports of the railroad companies for taxation for the year 1884. The following was the aggregate valuation of roadway and track of all the roads so valued, viz: \$29,506,760.

The board then proceeded to tax the roadway as agreed upon, and the value of other property and gross earnings as reported by said companies, which said assessment aggregated the sum of \$152,668.03.

At a meeting of the board held at the governor's mansion on Tuesday, January 27, 1885:

Present—All the members.

A statement was made to the board by Col. A. S. Buford, president of the Richmond and Danville railroad; whereupon the board resolved to set aside the valuation per mile, and the number of miles, made on January 27, 1885, of the roadway and track of the Virginia Midland railway and branches, and of the Manassas division of the same, and to substitute another valuation, which aggregates \$3,717,600.

The board then proceeded to assess the taxes for 1884 on the value of the roadway and tracks of the Virginia Midland railway and branches as agreed upon, and the value of the property and gross earnings as reported by said companies, which aggregates the sum of \$18,232.30.

An account of Ferdinand Rorer for the expenses of board of commissioners of the Southwestern lunatic asylum, amounting to \$45.50, was ordered to be paid.

At a meeting of the board held at the governor's mansion on February 4th, 1885:

Present—All the members.

A remittance was received from W. T. Milton, treasurer Berryville turnpike company, of \$143, in payment of the state's dividends on 286 shares of stock of said turnpike company for the year ending September 30, 1884, which was ordered to be covered into the treasury.

Sundry claims for the expenses of commissioners for locating the Southwestern lunatic asylum were examined and found correct, amounting to \$195.76, were ordered to be paid.

At a meeting of the board held at the capitol on Monday, February 9, 1885:

Present—All the members.

An error of the clerk of the Richmond and Danville railroad, in his report of the Milton and Sutherlin narrow-gauge railroad company, in reporting \$2,877.27 as net income, instead of deficit, whereby a tax of \$28.27, for 1884, was laid upon said company; it was ordered that the said tax be remitted.

At a meeting of the board held at the governor's mansion on Tuesday, February 10, 1884:

Petitions from the Norfolk and Western and the Shenandoah Valley railroad companies were received, asking the permission of the board, according to the act of March

18, 1884, to establish telegraph stations at distances from each other greater than ten miles. The unanimous consent was given to said companies to establish stations on their lines, which were designated in said permission.

An account of J. T. Bland for making a desk, book-case, &c., amounting to \$30, for use of the board, was ordered to be paid.

At a meeting of the board held at the capitol on February 24, 1885 :

Present—Morton Marye, auditor public accounts; I. R. Barksdale, treasurer.

The board proceeded to the consideration of the reports of the Danville and New River and of the Norfolk and Virginia Beach railroad companies (the reports of these railroads not having been made in time to be included in the taxation made by the board on January 17, 1885). The valuation agreed upon for roadway and track aggregated \$212,400.

The board then proceeded to assess the value of all other property and gross earnings of these railroads for 1884, which aggregated \$1,262.

A remittance was received from Wm. F. Gold, secretary of the North Frederick turnpike company, of \$450, in full for dividends due the state from that company, which was ordered to be turned into the treasury.

An account of A. Pohlig, for boxes for keeping papers and vouchers for board, amounting to \$1.80, was ordered to be paid.

At a meeting of the board held at the governor's mansion on Tuesday, March 3, 1885 :

Present—All the members.

The decree of the circuit court of Richmond city, dated February 28, 1885, on the confirmation of the sale of parts of the state's property, made on January 12, 1885, and upsetting of the sale of another part, ordered to be put on file.

The purchasers of all the property, other than the armory, which have been confirmed by the court, were ordered to be notified.

The check of the president of the board was ordered to be given to the Tredegar company for \$1,660, which is the ten per cent. paid by that company on the 12th of January, 1885, on account of their supposed purchase.

The board further direct that the attorney-general be requested to prepare all deeds necessary for the proper conveyance of the property, the sale of which has been confirmed.

The board furthermore directed that N. W. Bowe, the agent heretofore acting for it, proceed to advertise again the armory property for sale, for ten days, in three of the city newspapers, under act approved March 10, 1884; and is further directed to make arrangements for the sale at public auction of all the personal property stored in the public warehouse belonging to the state.

The account of W. S. Wood, as guard of public warehouse, amounting to \$30, for month of February, 1885, was ordered to be paid.

At a meeting of the board held at the capitol March 16, 1885 :

Present—All the members.

The following payments were tendered by the parties who purchased the real estate on January 12, 1885, for balances due :

From Walter N. Johnston, for bal. due on state's warehouse at Buchanan..	\$ 109 08
From S. W. Venable, balance on penitentiary spring lot.....	12,250 00
From the Tredegar company, ten per cent. on the amount of their purchase of the armory at second sale, viz.: on \$26,800.....	2,680 00
2 Total.....	\$15,039 08

This amount was deposited in the Merchants National Bank, Richmond.

The board having become satisfied that an error had been made by the clerk in the Alexandria and Washington railroad company, in the report for taxation for 1884, of \$5,005.85 as "net income," which did not exist, it was resolved that the tax on this sum, amounting to \$50.05 be remitted.

At a meeting of the board held at the governor's office in the capitol on Wednesday, March 18, 1885:

Present—All the members.

The building committee of the Southwestern Lunatic Asylum appeared, made their report and submitted their plan, which was retained for future consideration.

Jno. P. Branch tendered his check on Merchants National Bank for \$47,700, in full for purchase of public warehouse.

Accepted.

At a meeting of the board held at the treasurer's office on Monday, the 23d of March, 1885:

Present—I. R. Barksdale, treasurer; Morton Marye, auditor public accounts.

Jefferson Powers tendered his check for \$229.50, being balance due on his purchase of the rope-walk property, in the city of Richmond, made on January 12, 1885. The same was received and deposited in the Merchants National Bank, Richmond, and the deed delivered to Mr. Powers.

At a meeting of the board held at the governor's mansion on Wednesday, March 25, 1885:

Present—all the members.

The second sale of the armory property, made by N. W. Bowe, the agent of the board, on March 16, 1885, to the Tredegar company for \$26,800, was approved and recommended to the judge of the circuit court of Richmond for confirmation.

The report of N. W. Bowe, agent of the board for the sale of the personal property of the state stored at the public warehouse, amounting to \$114, was received and ordered to be placed on deposit in the Merchants National Bank, Richmond.

The account of N. W. Bowe, for amounts paid by him for advertising real estate and personal property of the state in sundry newspapers in Richmond and elsewhere, amounting to \$462.50, was ordered to be paid.

The account of James T. Redd, for examining records of Richmond city and Hanover for boundaries of state's real estate in Richmond city, amounting to \$50, was ordered to be paid.

The account of N. W. Bowe, for services as crier at sale of state's real estate on January 12 and March 16, 1885, amounting to \$100, was ordered to be paid.

[For statement of receipts and disbursement of proceeds of sale, see Exhibit A and B, accompanying this report.]

At a meeting of the board held at the governor's mansion on Thursday, March 26, 1885:

Present—All the members.

The report of the building committee of the Southwestern lunatic asylum was made to the board, with drawings, specifications, and estimates of the proposed buildings.

The secretary was ordered to notify the committee, through its chairman, Dr. Harvey Black, that the board has approved the plans submitted, and believes, from the evidence in its possession, that the estimates of the architect are reliable, and that said plans can be executed within the limit of the cost (viz., \$100,000) prescribed by law.

At a meeting of the board held at the capitol on Wednesday, April 2, 1885:

Present—All the members.

Capt. S. L. Cooper, of Culpeper, was unanimously elected state proxy in the Thornton's Gap turnpike company, in place of Lewis C. Botts, dec'd.

At a meeting of the board held at the treasurer's office on Saturday, May 2, 1885.

Present—Morton Marye, auditor public accounts, and I. R. Barksdale, treasurer.

It appearing, from an order of the Hon. B. R. Wellford, Jr., judge of the circuit court of Richmond city, made in vacation the 30th day of April, 1885, that the sale of the armory grounds to the Tredegar company was confirmed, and it was declared to be the duty of the board to proceed to consummate the sale to said company for \$26,800, and, upon the payment of the entire purchase money, to transfer possession and convey title; and it further appearing that said property was sold on the terms prescribed by the statute (sec. 3, act 1883-'84, p. 466), viz.: on the terms of one-third cash, and the balance in the bonds of the purchaser, payable to the board in equal amounts at one, two, and three years from day of sale, bearing interest at six per centum per annum, and the said company was desired to comply with the terms of sale as thus prescribed, and not to pay the entire purchase money in cash, as contemplated in said order: it is ordered by the board that Judge Wellford be and he is hereby requested to modify and change his said order so as to conform to the terms upon which the said property was sold, as above mentioned.

At a meeting of the board held in the capitol on Wednesday, May 6, 1885:

Present—All the members.

The order of the judge of the circuit court of Richmond city, modified in accordance with the petition of the board with regard to the sale of the armory grounds on the terms prescribed in the act of 1883-'84, sec. 3, payable one-third in cash, and balance in one, two, and three years, with interest at six per cent., in the bonds of the company, payable in United States currency, was received, and ordered to be spread upon the record.

The board proceeded to settle with the Tredegar company, and to give its receipt in accordance therewith.

1885.

Mar. 16.	Cash for 10 per cent. of purchase money	\$ 2,680 00
May 5.	Cash	6,253 38
"	First bond of Tredegar Company.....	5,955 56
"	Second " "	5,955 56
"	Third " "	5,955 55
		<hr/> \$26,800 00 <hr/>

At a meeting of the board held at the governor's mansion on Wednesday, May 20, 1885:

Present—All the members.

The question for consideration being the investment of the proceeds of the sale of the state's real estate, made on January 12 and March 16, 1885, it was

Resolved, In obedience to sec. 8 of act of Assembly approved March 10, 1884, directing the investment of said proceeds of sale, to accept an offer made by the house of Thomas Branch & Co., of Richmond, on May 16, 1885, to furnish the board with \$100,000 in Virginia 3 per cent. bonds at \$52.50 per \$100.

Thereupon, a check on the Merchants National Bank of Richmond, for \$52,500, was prepared and signed by the president of the board and given to Thomas Branch & Co.

The bonds purchased were ordered to be converted into Virginia registered bonds of equal amount, in the name of the board of public works of Virginia, and deposited in a separate box, labelled, in the treasurer's iron safe, the original bonds to be cancelled and labelled, and deposited in same safe, with other cancelled bonds.

At a meeting of the board held at the governor's mansion on Wednesday, June 10, 1885:

Present—All the members.

It is ordered that the board recommend to the judge of the circuit court of the city of Richmond to confirm and approve the action of the board in the compromise and settlement which the board of public works has made with the heirs of Virginia T. Southall in respect to the interest of the said Virginia T. Southall in the property known as the penitentiary spring lot. The board of public works, believing the settlement they have made to be just and fair to all parties, recommends the confirmation of the same, which said settlement, as submitted to the said circuit court, is in the following words and figures:

To the Hon. BEVERLY R. WELLFORD,

Judge of the Circuit Court of Richmond:

We, the undersigned board of public works for the commonwealth of Virginia, respectfully report to your honor, that by virtue of authority conferred upon us by an act of the Legislature, approved March 10, 1884, entitled an act to provide for the sale of certain land in the town of Buchanan and the city of Richmond, we have treated with the heirs of Virginia T. Southall, and effected a compromise with them, which we deem just and equitable to them and to the commonwealth of Virginia, by assigning to them as their interest a part of the lot of land at the northeast corner of Cary and Jefferson streets, described as follows:

Commencing at a point on the north line of Cary street, one hundred and thirty-five (135) feet from the intersection of Cary and Madison streets; thence running east on the north line of Cary street twenty-six (26) feet (6) inches; thence running north one hundred and fifty-two (152) feet (6) inches, to an alley twenty-four (24) feet wide; thence west along said alley twenty-six (26) feet (6) inches to the line of S. W. Venable; thence south one hundred and fifty-two (152) feet six (6) inches along the line of said Venable to the beginning on Cary street.

The said portion so assigned to the heirs of said Virginia T. Southall to be held by them as their absolute property, and in full satisfaction of their claim to an undivided fifth interest in said lot, and the said heirs of Virginia T. Southall to give a full and complete release to the commonwealth of Virginia of their interest in the residue of said lot of ground under the forms of such judicial proceedings in your honorable court as may be requisite for that purpose.

The board of public works recommends this settlement for confirmation by your honorable court.

At a meeting of the board held at the governor's mansion on Tuesday, June 16, 1885:

Present—All the members.

The decree of the circuit court of Richmond city, dated June 11, 1885, confirming the contract between the board of public works and the heirs of Virginia T. Southall, was received and ordered to be filed.

The board further considered the matter of the investment of the remaining proceeds of sale of the state's real estate now on hand.

It was resolved to accept the offer of Messrs. Warren & Quarles, dated June 15, 1885, to-wit:

\$ 19,000	Virginia three per cent. bonds, at 52 $\frac{1}{2}$	.....	\$ 10,046 25
2,000	" " " " 52 $\frac{1}{2}$	.....	1,057 50
9,000	" " " " 52 $\frac{1}{2}$	.....	4,747 50
6,000	" " " " 52 $\frac{1}{2}$	.....	3,157 50
2,000	" " " " 52 $\frac{1}{2}$	.....	1,050 00
5,000	" " " " 52 $\frac{1}{2}$	.....	2,737 50
200	" " " " 52 $\frac{1}{2}$	.....	105 50
	$\frac{1}{2}$ commission on \$43,200	.....	108 00
<u>\$43,200</u>			<u>\$22,909 75</u>

Whereupon the president of the board was requested to execute his check on the Merchants National Bank, Richmond, for \$22,909.75 for the said \$43,200 of Virginia three per cent. bonds, which were delivered, ordered to be funded into registered bonds in the name of the board of public works of Virginia, and deposited in the iron safe of the treasurer's office.

At a meeting of the board held at the governor's mansion on Tuesday, August 4, 1885:

Present—All the members.

John McQuaid, Esq., of Staunton, was appointed proxy for the state in the Chesapeake and Ohio railroad company, in place of W. A. Burke, Esq., who has received a Federal appointment.

The time for assessing the taxes on the railroads in the state for 1885 being next considered, it was resolved that Wednesday, the 9th day of September, 1885, be fixed for that work, and the secretary was ordered to notify all the railroad companies of this action of the board of public works.

At a meeting of the board held at the capitol, in the governor's office, on Wednesday, August 9, 1885:

Present—Morton Marye, auditor public accounts; I. R. Barksdale, treasurer.

The object of the meeting appointed for this day being to give to the representatives of the various railroads the opportunity to be heard in behalf of their lines,

The following gentlemen appeared before the board and made statements, viz:

D. H. Axtell, receiver Richmond and Alleghany railroad; E. D. T. Myers, Petersburg railroad and connection; F. L. Smith, Alexandria and Fredericksburg and Alexandria and Washington railroads; Jos. I. Doran, Norfolk and Western railroad; E. E. Portlock, Shenandoah Valley railroad; ——— Bumgardner, Baltimore and Ohio railroad; ——— Brown, New York and Philadelphia and Norfolk railroad; Lilburne Myers, Seaboard and Roanoke railroad.

At a meeting of the board held at the capitol on Thursday, September 24, 1885:

Present—All the members.

The subject for discussion being the assessment of railroads, Mr. Axtell, receiver of the Richmond and Alleghany railroad, at the request of the board, made a statement as to the value of the company's real estate in the city of Richmond.

Mr. C. V. Meredith, attorney for the city, appeared officially, and represented that the valuation made by the company hitherto on its real estate in the city was too low.

Mr. Axtell was requested by the board to furnish an account of the gross income derived from the water-power, and the expense of maintaining the same, as early as convenient.

At a meeting of the board held at the capitol Wednesday, October 21, 1885:

Present—All the members.

The question for consideration of the board was the tax assessed against the Manassas division of the Virginia Midland railroad company for the year 1883, amounting to \$3,912.

It appearing to the board that the property upon which the said tax was assessed was included in the property upon which the tax was assessed against the "Virginia Midland railway company," it was

Resolved, therefore, that the said tax of \$3,912 be released.

It further appearing to the board that the assessment made against the Virginia Midland railway company for 1883, eight miles of road, known as the Pittsylvania Narrow-Gauge railroad, was not taxed, the board doth now assess the value of said road at \$3,000 per mile, total \$24,000; upon which a tax of forty cents per \$100—\$96—is assessed for said year 1883.

At a meeting of the board held at the governor's mansion on Saturday, November 7, 1885:

Present—All the members.

The subject for consideration was the deed to be made by the board to the purchaser of the public warehouse property under act of March 10, 1884. John P. Branch, who made the highest bid, having complied with the terms of sale, and desiring that a deed of said property should be made to the Richmond, Fredericksburg and Potomac railroad company, and the Richmond and Petersburg railroad company, as appeared by his signature to the said deed, it is ordered that Governor William E. Cameron, president of the board of public works of Virginia, do execute a proper deed conveying the said property to said railroad companies.

At a meeting of the board held at the governor's mansion on November 23, 1885:

Present—All the members.

It appearing to the board that the mutual deeds of release ordered to be made by the decree of circuit court of Richmond city, of June 11, 1885, between the board of public works and the heirs of Virginia T. Southall, having been duly executed, were ordered to be delivered to the clerk of chancery court, of city of Richmond, for recordation, and the fee and tax for recording the same, amounting to one dollar and eighty-five cents, is approved and ordered to be paid.

At a meeting of the board held at the capitol on Saturday, October 31, 1885:

Present—All the members.

The board proceeded to the consideration of the reports of railroad and canal companies for taxation for the year 1885, and to assess the value of all real and personal property of said companies, as of the first day of February, 1885.

The aggregate assessment on roadway and tracks was ascertained to be \$35,955,924.90.

The board proceeded to assess the taxes on railroads and canals for the year 1885, upon the assessment of value agreed upon as herein mentioned, and upon the gross

earnings as reported by the said companies, and the following aggregate assessment was agreed upon, viz: \$146,943.15.

At a meeting of the board held at the governor's mansion on November 27, 1885:

Present—All the members.

The subject for consideration was the assessment of property of steamboat and express companies for taxation for the year 1885, and to assess the value of all the real and personal property of said companies, as of the first day of February, 1885. The following assessment was unanimously agreed upon, aggregating \$15,914.25.

The board also proceeded to assess the taxes on steamboat and express companies for the year 1885, upon the assessment of value agreed upon as hereinbefore mentioned and upon the gross earnings as reported by the said companies, and the following assessment of taxes, agreed upon, aggregates \$1,590.78.

At a meeting of the board held at the governor's mansion on Friday, December 11, 1885:

Present—All the members.

A resolution of the Senate of Virginia, of December 9th, 1885, having been brought to the attention of the board, was by them considered, and the president was instructed to make the following response thereto, to-wit:

To the Senate of Virginia:

Acknowledgment is made of receipt of a resolution agreed to by the Senate, December 9, 1885, making certain inquiries of this board, as follows:

"Whereas, by section 25, chapter 61, Code 1873, it is made the duty of the board of public works from time to time to examine into the acts and proceedings of the railroad and canal companies of the state, their officers and agents, for the purpose of ascertaining whether anything shall have been done or omitted to have been done in violation of said chapter, and in case of such violation or omission to report the same to the General Assembly; and whereas no report thereof has been made by the board of public works, therefore,

"*Resolved*, That the board of public works be instructed to report to the Senate whether any such examination has been made, and, if so, the result thereof."

That under the act to create a railroad commissioner, &c., approved March 31, 1877, the general supervision of all railroads in this state operated by steam was given to that officer, see chapter 254, section 2, page 255, Acts 1876-'77. Sections 4 and 5 of said act requires the board of public works to take such action as it may deem expedient on certain reports to be made to the board by said commissioner, or on any complaint made to it by the authorities of any city or town, or by the judge of any county court, &c.

No such reports or complaints have been made, and therefore no action could be taken, and the board did not consider it a duty to make any communication to the General Assembly.

Respectfully submitted, by order of the board,

(Signed),

WILLIAM E. CAMERON,
President of Board of Public Works.

Copy of Minute Book—Teste:

R. COLSTON,
Secretary Board Public Works.

EXHIBIT A.

CASH RECEIPTS FROM SALE OF PROPERTY BY BOARD OF PUBLIC WORKS AND
DISBURSEMENTS OF SAME.

From W. N. Johnston, in full for rope-walk property, . . .	\$ 121 08
" S. W. Venable & Co., in full for penitentiary spring- lot,	13,600 00
" John P. Branch, for Richmond, Fredericksburg & Potomac railroad company, in full for public ware- house,	53,000 00
" Jefferson Powers, in full for public warehouse in Buchanan,	255 00
" Tredegar company, for one-third of \$28,800, amount of purchase of armory,	8,933 33
" Sale of personal property, stored at public warehouse in Richmond, by N. W. Bowe,	114 00
	<hr/>
	\$76,023 41

Amount paid N. W. Bowe's account for advertising sale of real estate and personal property,	\$ 462 50
Amount paid N. W. Bowe as crier of sales,	100 00
Amount paid James N. Redd as surveyor,	50 00
Amount paid Thomas Branch & Co. for \$100,000 three per cent. Virginia bonds, at \$52 50 per \$100,	52,500 00
Amount paid Warren & Quarles for \$43,200 three per cent. Virginia bonds, and commission \$108,	22,909 75
	<hr/>
	\$76,022 25
Amount of balance on deposit in Merchants National bank, Richmond,	<hr/>

EXHIBIT B.

STATEMENT OF CASH, VIRGINIA BONDS, &C., IN POSSESSION OF BOARD OF
PUBLIC WORKS, PROCEEDS OF SALE OF PUBLIC PROPERTY.

Cash balance as above on deposit in Merchants National bank, \$1 16,	\$ 1 16
Three per cent. Virginia bonds (\$143,200), now in treasurer's safe, costing	75,409 75
Bonds of Tredegar company for deferred payments on armory property, as follows:	
First bond, due March 16, 1886, for	\$5,955 56
Second bond, due March 16, 1887, for	5,955 56
Third bond, due March 16, 1886, for	5,955 55
	<hr/>
	\$17,866 67
	<hr/>
	\$93,277 58

COMMUNICATION

FROM THE

AUDITOR OF PUBLIC ACCOUNTS

IN RELATION TO

CRIMINAL CHARGES PAID OUT OF THE TREASURY FOR EACH
COUNTY IN THE STATE, &c., &c.

COMMONWEALTH OF VIRGINIA,
OFFICE AUDITOR PUBLIC ACCOUNTS,
RICHMOND, VA., January 12, 1886.

Hon. CHARLES E. STUART,
Speaker of the House of Delegates:

SIR:

A resolution of your honorable body, of the 19th ultimo, is as follows:

"Resolved, That the auditor of public accounts be instructed to report to this House a statement showing the criminal charges paid out of the treasury for each county of the commonwealth for the last fiscal year, and also showing the per cent. of such charges to all state taxes assessed in the state, at the rate of forty cents on every one hundred dollars of property, and the per cent. in each county."

In response, I beg leave to submit the accompanying table.

Very respectfully,

MORTON MARYE,
Auditor of Public Accounts.

TABLE—CONCLUDED.

NAME OF COUNTY OR CITY.	Assessment. Revenue.	Criminal Charges.	Per Cent.
Smyth.....	\$ 10,842 36	\$ 1,758 45	16.21
Southampton.....	14,657 55	1,791 73	12.22
Spotsylvania.....	7,854 51	286 89	3.65
Stafford.....	6,526 11	633 56	9.70
Staunton city.....	11,623 41	2,054 16	17.93
Surry.....	6,416 68	1,333 11	20.77
Sussex.....	7,645 58	582 25	7.61
Tazewell.....	10,210 86	1,359 82	13.31
Warren.....	9,214 69	562 35	6.10
Warwick.....	3,198 93	893 53	27.93
Washington.....	20,509 74	3,913 37	19.08
Westmoreland.....	6,592 05	608 71	9.23
Williamsburg.....	1,250 89	206 66	16.52
Winchester.....	10,508 34	2,567 78	24.43
Wise.....	3,129 78	2,941 40	93.98
Wythe.....	18,711 95	2,385 21	12.74
York.....	4,269 56	274 24	6.42
	\$1,730,024 30	\$226,770 87	13.10

HOUSE DOC. No. X.

COMMUNICATION

FROM THE

GOVERNOR OF VIRGINIA

TRANSMITTING

STATEMENT OF THE CONDITION OF THE MILLER FUND.

COMMONWEALTH OF VIRGINIA,

GOVERNOR'S OFFICE,

RICHMOND, VA., *January 22, 1886.*

To HON. CHARLES E. STUART,

Speaker of the House of Delegates:

SIR:

I have the honor to herewith submit to your honorable body, the General Assembly, the report of the second auditor of the condition of the Miller fund, and request that you will transmit a copy of the report to the Senate after it has been printed.

Very respectfully,

FITZHUGH LEE.

THE MILLER FUND.

SECOND AUDITOR'S REPORT THEREON.

COMMONWEALTH OF VIRGINIA,
SECOND AUDITOR'S OFFICE,

RICHMOND, January 1, 1886.

His Excellency FITZHUGH LEE,

Governor of Virginia:

SIR:

Under the provisions of the will of Samuel Miller, deceased, for the establishment and perpetual support of a school on the manual labor principle, on a tract of land in the county of Albemarle, and the act of Assembly of February 24, 1874, entitled an act to give effect to a compromise of the litigation in respect to the construction and effect of the will of Samuel Miller, deceased, and to establish the manual labor school provided for in the twenty-fifth clause of said will, it is made the duty of the second auditor to open and keep a separate account of the fund given in trust for the above purpose, to be denominated the Miller fund, and annually on the 31st of December, to make and render a true and accurate account of the fund, showing distinctly and in detail, the receipts and disbursements on account of the same during the year immediately preceding; a copy of which account, verified by the oath of the second auditor, is required to be delivered to the governor, to be by him laid before the Legislature, and another copy thereof verified in like manner, to be published for one month in two newspapers—one printed in the town of Charlottesville, and the other in the city of Richmond.

In the discharge of this duty, I have the honor to present the following statement:

PRINCIPAL.

Receipts and disbursements on account of the principal of the fund from December 31, 1884, to and including December 31, 1885.

RECEIPTS:

1885.		
May	1. From payment of \$17,100 of Richmond and Danville railroad company 6 per cent. registered bonds due May 1, 1885.....	\$17,100 00

1884.

December 31.	Balance in the State bank of Virginia, to the credit of the principal of the fund.....	391 33
		<u>\$17,491 33</u>

DISBURSEMENTS:

1885.

May	1. For the purchase of \$33,300 of Virginia new 3 per cent. registered bonds issued under act of February 14, 1882, bearing interest from 1st January, 1885...	\$17,080 42
December	3. For insurance in the Maryland fire insurance company, Baltimore, of the property at Harper's Ferry, West Virginia, belonging to the Miller fund for one year from December 8, 1885.....	50 00
		<u>\$17,130 42</u>

1885.

December 31.	Balance in the State bank Virginia, to the credit of the principal of the fund.....	360 91
		<u>\$17,491 33</u>

INCOME.

Receipts and disbursements on account of the income of the fund from December 31, 1884, to and including December 31, 1885.

RECEIPTS:

1885.

January	9. Interest for six months to 1st January, 1885, on \$770 of Lynchburg city 6 per cent. registered bonds.....	\$23 10
July	7. To same for six months to 1st July, 1885.....	23 10
January	19. Interest for six months to January, 1885, on Virginia 6 per cent. registered bonds—on consol bonds \$909,200; peeler \$60,300; fractional certificates \$68 49; on \$75,300 3 per cent. ten-forty bonds.....	30,216 55
July	3. To same for six months to 1st July, 1885.....	30,216 55
January	19. Interest on Virginia registered bonds issued under act of February 14, 1882, on \$500 for six months to 1st July, 1884, and on \$96,500 for six months to 1st January, 1885.....	1,455 00
July	3. To same on \$129,800 for six months to 1st July, 1885..	1,947 00
January	29. Dividend for July, 1884, and January, 1885, (4 per cent. each) on 410 shares, \$41,000; of Bank of Kentucky stock, \$3,280—less \$4 10 cost of collection....	3,275 90
July	29. To same for six months to 1st July, 1885.....	1,640 00

1885.			
January	29.	Interest on \$61,000 of United States 4 per cent. registered bonds for three months to 1st January, 1885, \$610—less 75 cents cost of collection.....	609 25
		To same for three months severally to 1st April, 1st July, and 1st October, 1885, \$610 for each period, collected 13th April, 13th July, and 1st October, 1885.....	1,830 00
January	29.	Coupons due for six months to 1st January, 1885, on \$12,600 of city of Wilmington, N. C. 8 per cent coupon bonds, \$504—less \$2 50 cost of collection.....	501 50
July	29.	To same for six months to 1 July, 1885.....	501 50
		Interest on money of the Miller fund deposited to the credit of the fund in the Planters' National bank, Richmond, Va., from 17th March, to December 1, 1885.....	423 96
		To same in the People's National bank, Charlottesville, Va., from 18th March, to 1st December, 1885..	486 21
May	6.	Interest for six months to 1st May, 1885, on \$17,700 of Richmond and Danville railroad company's 6 per cent. registered bonds.....	531 00
July	17.	Interest for twelve months to 1st July, 1885, on \$2,000 of Richmond city 8 per cent. registered bonds.....	160 00
December	29.	The fifth 10 per cent. dividend Albemarle insurance company, per decree, October, 1885.....	235 10
		Amount of receipts on account of the income of the fund.....	\$74,075 72
1884.			
December	31.	Balance in the treasury to the credit of fund on account of income.....	53,902 18
			<u>\$127,977 90</u>

DISBURSEMENTS.

Disbursements under orders of the county court of Albemarle, and orders approved by the board of education :

1885.			
January	7.	To C. E. Vawter, superintendent of the Miller manual labor school of Albemarle, for current and other expenses..	\$9,554 90
February	13.	To same for current and other expenses..	5,800 93
March	14.	" "	5,367 03
April	8.	" "	7,799 84
May	5.	" "	5,343 90
June	3.	" "	6,837 48
July	8.	" "	6,305 31
August	4.	" "	6,327 38

1885.

September	8.	To same for other current expenses.....	6,823 71	
October	6.	" " "	5,704 70	
November	6.	" " "	6,588 57	
December	10.	" " "	7,122 38	
				<u>\$79,576 13</u>
January	23.	To Frank G. Ruffin, payment of one per cent. due him as second auditor on \$35,037 39, the amount paid into the treasury to the credit of the Miller fund on account of the income of the fund, from July 12, 1884, to January 19, 1885, directed by Samuel Miller in his will to be paid.....		\$350 37
January	30.	To same on \$4,386 63, from January 19, to January 30, 1885.....	43 86	
April	14.	To same on \$661 27, from January 30, to April 13, 1885.	6 61	
July	16.	To same on \$33,615 40, from April 13, to July 15, 1885....	336 15	
				<u>\$736 99</u>
January	23.	To Waller Christian for certifying two oaths of Frank G. Ruffin, second auditor, in reference to annual report of the Miller fund.....		50
March	5.	To The State, a newspaper published in Richmond, for publishing the Second Auditor's report of the Miller fund for the year 1884.....		125 00
March	10.	To A. B. Michie for publishing the Second Auditor's report of the Miller fund for the year 1884, in a Charlottesville newspaper.....		65 00
January	26.	To the State bank of Virginia for rent of a box in the bank vault, from 1st January to 1st July, 1884, for safe keeping of bonds belonging to the Miller fund.....	\$13 20	
		To same for rent of another box in the bank vault, from 1st January, 1884, to 1st January, 1885, for same.....	25 00	
				<u>38 20</u>
December	17.	To H. B. Burnley for services rendered as clerk for the year 1884, \$75 96, and for the year 1885, \$71 06.....		147 02
				<u>\$80,688 84</u>
				*Amount of disbursements on account of the income of the fund.....
1885.				
December	31.	Balance in the treasury to the credit of the fund on account of income.....	47,289 06	
				<u>\$127,977 90</u>

SECURITIES BELONGING TO THE MILLER FUND.

The following is a statement of the securities belonging to the Miller fund in the custody of the Second Auditor:

Virginia registered 6 per cent. consol bonds.....	\$909,200 00
Virginia registered 6 per cent. "peeler" bonds.....	60,368 49
Virginia registered bonds issued under act of March 28, 1879, dated January 1, 1879, bearing 3 per cent. per annum interest for ten years, 4 for twenty years, and 5 for ten years.....	75,300 00
Virginia registered 3 per cent. bonds, issued under act of February 14, 1882..	129,800 00
Richmond and Danville railroad company 6 per cent. registered bond, due May 1, 1890.....	600 00
Wilmington city, North Carolina, 8 per cent. coupon bonds due July 1, 1887.....	12,600 00
Richmond city 8 per cent. registered bonds, due January 1, 1907.....	2,000 00
United States 4 per cent. registered bonds due 1st July, 1907.....	61,000 00
Bank of Kentucky certificates for four hundred and ten shares of stock.....	41,000 00
Lynchburg city 6 per cent. registered bond	770 00
Making an amount of.....	<u>\$1,292,638 49</u>

On which an annual interest (not including dividend on above Bank of Kentucky stock,) may be relied upon, amounting to.... \$68,017 30

The following securities belonging to the fund, are of doubtful or no value:

Shares of stock in the Lynchburg and Danville railroad company, (doubtful value).....	\$3,000 00
Orange and Alexandria railroad company registered bonds, (no value).....	2,565 00
Shares of Merchants bank of Virginia stock, (no value).....	1,000 00
Shares of stock in the Southern Pacific railroad company, (no value).....	16,700 00
State of Indiana, Wabash, and Erie canal company 5 per cent. stock, (no value).....	26,775 00
Richmond and York River railroad company 8 per cent. coupon bonds, (no value).....	47,000 00
Richmond and York River railroad company certificate, (no value)..	<u>5,400 00</u>

The farm in Amherst county, Virginia, that belonged to the fund, has been sold for \$4,585 58. Bonds aggregating \$4,127 01, payable in one, two, and three years from September 4, 1884, given for purchase-money after deducting cash payment, are now held by the fund.

There is a house and lot in Harpers Ferry, West Virginia, owned by the fund estimated to be worth..... \$3,000 00

It will be seen by the statement of receipts and disbursements on

account of income, that there is in the treasury to the credit of the fund in cash for the maintenance and support of the school, December 31, 1885.....	47,289 06
And to the credit of the fund in the State bank of Virginia, a balance of principal of.....	360 91

Respectfully submitted,

FRANK G. RUFFIN,

Second Auditor, and Secretary Miller Manual Labor School of Albemarle.

CITY OF RICHMOND—VIRGINIA:

I, Edward H. Fisher, a justice of the peace for said city, do certify that Frank G. Ruffin this day made oath before me, that the foregoing statements are true to the best of his knowledge and belief.

Given under my hand, this 20th day of January, 1886.

EDWARD H. FISHER, J. P.

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